

UNITED STATES DISTRICT COURT: EASTERN DISTRICT OF VIRGINIA

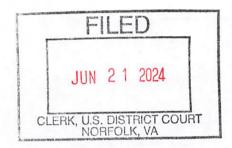
PATRICIA A. DAVIS, PAUL R. DAVIS JR ESTATE, PAUL R DAVIS SR. ESTATE, RUTH E. DAVIS ESTATE, PAUL R. DAVIS ET AL.

120 Kidd Blvd

Norfolk VA 23502

Date: June, 21, 2024

Case No .:



COMMONWEALTH OF VIRGINIA

202 N 9th St, RICHMOND, VA 23219

2:24 cv 399

V.

COMMISSIONER OF HIGHWAYS

VIRGINIA DEPT OF TRANSPORTATION

1401 E. BROAD ST.

RICHMOND VA 23219

V.

BROCK FARMS REALTY INC.

303 34TH ST.

VIRGINIA BEACH VA 23451

V.

CITY OF NORFOLK

810 UNION ST.

NORFOLK VA 23510

V.

¹ Davis Et Al. Vs. Vdot, City Of Norfolk, Brock Farms Realty Inc.

HAMPTON ROADS TRANSPORTATION ACCOUNTABILITY COMMISSION

723 WOODLAKE DR.

CHESAPEAKE, VA 23320

The Defendant(s) Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant(s):

Commonwealth of Virginia. 202 N. 9th Street Richmond VA 23219 is a Government agency. 18 USC 23-§107 Acquisition of rights-of-way- interstate system states the Secretary, authorized by The Attorney General of title to acquire, enter upon, and take possession of such lands or interests in lands by purchase, donation, condemnation, or otherwise in accordance with the laws of the United States which require just compensation for taking of lands. Commonwealth of Virginia government agency, has been notified as required at least a year in advance as per § 8.01-195.6 via Chip Turner Senior Investigator of the Virginia State Police, & former retained counsel, Attorney Joe Sherman Labor Day 2019. With the current statement of claim bringing the issue of a 5th and 14th constitutional amendment violations, we move the court to see that the 11th amendment becomes abrogated.

The Commissioner of Highways Virginia Dept. of Transportation 1401 E. Broad Street, Richmond, Virginia, 23219 this is a government agency. Head of Vdot Stephen Brich. With the current statement of claim bringing the issue of a 5th and 14th constitutional amendment violations, we move the court to see that the 11th amendment becomes abrogated. The Dept of Transportation, a Commonwealth of Virginia government agency, has been notified as required at least a year in advance as per § 8.01-195.6 via Chip Turner Senior Investigator of the Virginia State Police, & former retained counsel, Attorney Joe Sherman.

The City of Norfolk 800 E. City Hall Ave # 600, Norfolk, VA 23510. The City of Norfolk Treasurers and Assessors office, nature of the government agencies actions led to our estate constitutional 5th and 14th damages. The city of Norfolk has been notified as required in advance as per §8.01-195.6 at Formal Norfolk City Council as well as via Tammy Dantzler Bradford Smith who is an out of state, assigned city auditor of Norfolk. With the violation of the 5th and 14th constitutional amendments, we request this court move to trial being the 11th amendment becomes abrogated.

Brock Farms Realty listed with the State Corporation commission as well as the mailing address with the listed business states 425 Pleasant Point Norfolk, VA, 23457 in actuality, this parcel is City of Norfolk Water Pumping Station. President Robert T. Brock, Vice President Edwin Brock Jr. is a private sector corporation who corroborated with the City of Norfolk and Virginia Dept of Transportation to take real property from plaintiffs', destroying their economic value. Taken property which was used in 264/64 interchange 4 phase US highway project that required federal

³ Davis Et Al. Vs. Vdot, City Of Norfolk, Brock Farms Realty Inc.

funding and Environmental approval. Samuel Brown II PLLC. 303 34th St, Virginia Beach, VA 23451.

The Hampton Roads Transportation Accountability Commission (HRTAC) is a political subdivision of the Commonwealth of Virginia in the United States that has the responsibility for funding several major traffic projects in the Hampton Roads area. It was created by the Virginia General Assembly in 2014 to maintain and administer the Hampton Roads Transportation Fund, a trust fund established by the Virginia General Assembly through a 0.7% increase in the state sales and use tax and a 2.1% increase in the fuel tax region-wide, which held the funds and received funds to the entire I64/I264 project. William Sessoms Chairman, Michael Hipple Vice Chairman.

Federal Ouestion:

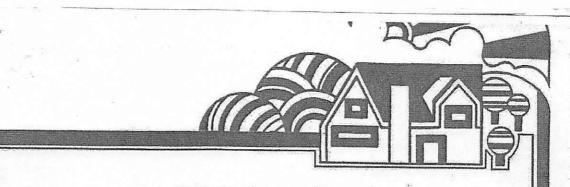
Under 28 U.S.C § 1331, This case in The Honorable Eastern District Federal Court. arising under the United States Constitution & or federal laws or treaties, is a federal question case. Paul R. Davis Jr., Patricia A. Davis, Paul R. Davis estate known as Paul R. Davis Sr. Ruth E. Davis Et al., brings the following federal question to the Honorable U.S Eastern District Federal Court. The pro se plaintiffs ask for mercy of the court On June 21, 2019 the US Supreme Court ruled that property owners who have had their property taken by state or local governments without compensation may file a Fifth Amendment takings claim in federal court without first having to exhaust remedies in state court. This case below which Paul Davis et al. moves this court to declare the defendant by fiscal and environmental applications The Commonwealth of Virginia filed violating 18 USC §371 defrauding The United States filing to claim my land and violating

4 Davis Et Al. Vs. Vdot, City Of Norfolk, Brock Farms Realty Inc.

the estates and each and everyone's Constitutional rights. Under the Fifth and Fourteenth Amendments to the U.S. In The Constitution, a property owner has a "takings" claim against the government when government action goes too far in restricting the owner's use.

Paul R. Davis Jr. Civil Service Avionics professor at Lf-18. Seeks to access equity in estate with the highest tier of a credit score. Mr. Davis needed the equity to help his land become more handicap accessible in his and his wife's older years. To improve his quality of life as an investor.

- 1. Davis with over 825 credit score seeks to access some of their equity in the property and instead receive turndown and become damaged as the reason for turndowns become valuable collateral insufficient in reason for turndown to access against their estate. See appraisals below, the violation of the 5th, 14th constitutional amendments where private property was taken without due process or just compensation. Fitzpatrick Vs. Bitzer where the 11th amendment became abrogated when the 5th and 14th violated there is no sovereign Immunity. Financial expectations to the estate including the equity. The Property, and shareholders of the estate had private property taken for public use without due process or just compensation.
- 2. How much just compensation is due as restitution for mesne profits, to the estate of 120 Kidd Blvd. Norfolk, VA 23502 for the following violation to the Constitution? Whereas the Davis estates Private property was taken by The City of Norfolk, Brock Farms Realty & used for VDOT financial application for regional cooperation to greater The Commonwealth of Virginia's and each of the defendant's benefit financially by their bad faith natured action. Whereas the estate of 120 Kidd Blvd. was unlawfully deprived of their reasonably backed financial expectations. The Davis's seek to access their equity in the property with those initial financial backed expectations.



DENNIS BAILEY & ASSOCIATES
Real Estate Appraisers
228 NORTH DONNAWOOD DRIVE
SUITE 103
VIRGINIA BEACH, VA 23452
(757) 498-9280 • FAX: (757) 498-9774

APPRAISAL REPORT

FOR:

Chartway Federal Credit Union RE: Davis, Paul R. & Patricia A.

May 13, 1999

GENTLEMEN:

AS REQUESTED (I-WE) HAVE PERSONALLY INSPECTED THE PROPERTY DESCRIBED AS:

120 Kidd Boulevard Norfolk, Virginia 23502

THE PURPOSE OF THIS APPRAISAL IS TO ESTIMATE THE MARKET VALUE OF THIS PROPERTY AS OF May 10, 1999 IT IS MY OPINION THAT THE MARKET VALUE AS OF THE AFOREMENTIONED DATE IS:

\$ 84,000.00

THE PROPERTY WAS APPRAISED AS A WHOLE, OWNED IN FEE SIMPLE AND UNENCUMBERED, SUBJECT TO THE CONTINGENT AND LIMITING CONDITIONS OUTLINED HEREIN.

JOHN E PIPES of Residential
Certified Residential Appraise

DEFINITION OF MARKET VALUE: The most probable price which a property should bring in a component open market under all conditions requisite to a fair sale, the buyer and seller, each acting prudently, knowledges assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as a specified date and passing of title from seller to buyer under conditions whereby: (1) buyer and seller are provided; (2) both parties are well informed or well advised, and each acting in what he considers his own best present; (3) a reasonable time is allowed for exposure in the open market; (4) payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and (5) the price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions* granted by anyone associated with the sale.

*Adjustments to the comparables must be made for special or creative financing or sales concessions. No adjustments are necessary for those costs which are normally paid by sellers as a result of tradition or law in a market area; these costs are readily identifiable since the seller pays these costs in virtually all sales transactions. Special or creative financing adjustments can be made to the comparable property by comparisons to financing terms offered by a third party institutional lender that is not already involved in the property or transaction. Any adjustments should not be calculated on a mechanical dollar for dollar cost of the financing or concession but the dollar amount of any adjustment should approximate the market's reaction to the financing or concessions based on the appraiser's judgement.

STATEMENT OF LIMITING CONDITIONS AND APPRAISER'S CERTIFICATION

CONTINGENT AND LIMITING CONDITIONS: The appraiser's certification that appears in the appraisal report is subject to the following conditions:

- The appraiser will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it. The appraiser assumes that the title is good and marketable and, therefore, will not render any opinions about the title. The property is appraised on the basis of it being under responsible ownership.
- The appraiser has provided a sketch in the appraisal report to show approximate dimensions of the improvements and the sketch is included only to assist the reader of the report in visualizing the property and understanding the appraiser's determination of its size.
- 3. The appraiser has examined the available flood maps that are provided by the Federal Emergency Management Agency (or other data sources) and has noted in the appraisal report whether the subject site is located in an identified Special Flood Hazard Area. Because the appraiser is not a surveyor, he or she makes no guarantees, express or implied, regarding this determination.
- 4. The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand.
- 5. The appraiser has estimated the value of the land in the cost approach at its highest and best use and the improvements at their contributory value. The separate valuations of the land and improvements must not be used in conjunction with any other appraisal and are invalid if they are so used.
- 6. The appraiser has noted in the appraisal report any adverse conditions (such as, needed repairs, depreciation, the presence of hazardous wastes, toxic substances, etc.) observed during the inspection of the subject property or that he or she became aware of during the normal research involved in performing the appraisal. Unless otherwise stated in the appraisal report, the appraiser has no knowledge of any hidden or unapparent conditions of the property or adverse environmental conditions (including the presence of hazardous wastes, toxic substances, etc.) that would make the property more or less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied, regarding the condition of the property. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because the appraiser is not an expert in the field of environmental hazards, the appraisal report must not be considered as an environmental assessment of the property.
- 7. The appraiser obtained the information, estimates, and opinions that were expressed in the appraisal report from sources that he or she considers to be reliable and believes them to be true and correct. The appraiser does not assume responsibility for the accuracy of such items that were furnished by other parties.
- 8. The appraiser will not disclose the contents of the appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice.
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Case 2:24-cv-00399-AWA-RJK Document 1 Filed 06/21/24 Page 8 of 155 PageID# 8

UNITED STATES DISTRICT COURT: EASTERN DISTRICT OF VIRGINIA

Borrower/Client:

Davis, Paul R. Jr., and Patricia A

City/State/Zip: Lender:

Property Address: 120 Kidd Boulevard Norfolk, Virginia 23502 Chartway FCU

The subject property is located in river Forest, an established area in the city of Norfolk. The neighborhood is primarily residential with a few small commercial properties located along the main thoroughfares. These commercial properties do not appear to have any adverse marketing effects on the subject property nor it's neighborhood. Essential services are nearby and the major traffic arteries lead to regional employment centers.

The subject property is a 3 bedroom, 2.0 bath, 1-story house constructed on a crawl foundation. The exterior is siding. The property has storm windows and storm doors, covered porch, deck, 3 sheds, and ceiling fans.

All comparable properties used are current sales located in the subject's neighborhood. Adjustments were made for gross living area, construction, and amenities. The comparables used are the most suitable found and deemed to be good indicators of value.

All comparable dates used in this appraisal report are closed dates. Fencing was not considered in this appraisal due to the insignificant impact it has on buying decisions and the difficulty of establishing ownership of the comparable properties fencing.

Site information was taken from city records and is believed to be accurate.

This appraisal was prepared for those Parties, and/or their assigns named as the lender/client in the URAR and is for their sole and exclusive use. This appraisal was prepared in accordance with the Uniform Standard of Professional Appraisal Practice. A Statement of Limiting Conditions and Appraiser's Certification has been provided with this appraisal and should be given the same consideration as the remainder of this report.

John T. Schropp has significantly contributed to the development of this appraisal. He assisted in gathering pertinent information necessary to prepare the report, entered the property and thoroughly researched comparable sales data for use in the market analysis.

Case 2:24-cv-00399-AWA-RJK Document 1 Filed 06/21/24 Page 9 of 155 PageID# 9

UNITED STATES DISTRICT COURT: EASTERN DISTRICT OF VIRGINIA

Borrower/Client:

Davis, Paul R. Jr., and Patricia A

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Norfolk, Virginia 23502

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1,26	Duction cost-new 6 58 Sq Ft @ \$ 48.		1,967			ledu _{ra} year year
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Garage/Carport	Sq.Ft@\$			see ske	tch	The state of the s
	t New	*s 6	9,467	**************************************		
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Depreciation 114	190	-\$	11,	490 REQUIRE	MENTS.	
Depreciated Value of		» Š	57,			
"As-is" Value of Site		*\$			ma Opma	INED FROM MARSHALL
	BY COST APPROAC		95	OTT AND CHI	IA OBIA	INED FROM MARSHALL
and the second s	BI COST APPROAC	n		AND SWI	ET VALU	ATION SERVICE.
ITEM	SUBJECT	COMPARABLE		COMPARABL	E NO. 2	COMPARABLE NO. 3
120 Ki	CHOICE CO.	5836 Sellge	r Drive	5944 McGinn	is	120 Kid
Address Bouley	ard	THE CONTRACT OF THE CONTRACT O		Circle		Boulevard
Proximity to Subject	Maria da a de la composición dela composición de la composición de la composición dela composición dela composición dela composición de la composición dela composición	1 block		3 blocks	A STATE OF THE STA	same block
Sales Price	s n/a	Palla S	88,000	O	89,90	0 \$ 84,000
Price/Gross Liv. Area	\$ 0 ₫	\$ 78.01 🛮		\$.62.17 🖄		\$ 61.05 ☑
Data and/or	Comment of the second	A STATE OF THE PARTY OF THE PAR	A CONTRACTOR OF THE PARTY OF TH	1	*************	The state of the s
Verification Sources	Pvs. Insp.	Tax records	& MLS	Tax records	Z.TM 3	Tax records & MLS
VALUE ADJUSTMENTS			+ (-) \$ Adjustmen		+ (-) \$ Adjustmen	The state of the s
Sales or Financing		Charles and Arrived Committee of the Com	() - 1 10 10 11 11 11	CLOSED	+ (-) \$ Adjustmen	The second section of the second section is the second section of the second section section is the second section of the second section secti
Concessions		VA		A CONTRACTOR OF THE PARTY OF TH		CLOSED
and the same of the same of the same of the		VA	Control Special Control	FHA		<u>VA</u>
Date of Sale/Time	<u>liilijins aalgaa, sal</u>	3/17/99		11/11/98		12/4/98
Location	River Fst			River Fst		River Fst
Leasehold/Fee Simple		Fee		Fee		Fee
Site	80x160/avg	90x125/avg		80a125/avg		82x125/avg
View	average	average		average	, , , , ,	average
Design and Appeal		ranch/avg		ranch/avg		ranch/avg
	sid/crawl	brick/crawl	-2500	brick/crawl	-2500	sid/crawl
Age	44	44		45		44
Condition.	to receive and approximation of a second			7		1-
THE RESERVE AND ADDRESS OF THE PARTY AND ADDRESS.	average	average		average ·		average
Above Grade	Total Bdrms Baths	A STREET OF STREET, ST		Total Bdrms Baths	2.55	Total Borms Baths
Hoom Count	7 3 2.0	6 3 1.0	+1000	6 4 1.0	+1000	7 3 2.0
Gross Living Area	the following provides to appear a first to provide the	1128 Sq.Ft.	+1680	1446 Sq. Ft.	-2136	1376 sq. Ft1296
Basement & Finished						
Rooms Below Grade		none		none		none
Functional Utility	typical	typical		typical		typical
Functional Utility Heating/Cooling		FHA/CAC		BB/CAC		FHA/CAC
Energy Efficient Items		sw/sd		sw/sd		sw/sd
Garage/Carport	converted			det. 2car	-2500	c.port -500
Parch Patio Dock	deck/3sheds			porch		deck/shed
U .			11000	pt-	. 1000	
the second section of the second second	pch/FP	fireplace	+1000	fireplace	+1000	none +2000
Fence, Pool, etc.						
located wi	Comparison (including thin the sue as, construction)	the subject property's co abject neigh ction and am	89,180 ompatibility to to borhood enities	ne neighborhood, etc.): Adjustmen	All conts were	
ITEM Date, Price and Data	, SUBJECT	COMPARABLI		COMPARABL		COMPARABLE NO. 3
Source for prior sales		none		none		none
		dcity record	S	city record	S	city records
				MA SEE A CONTRACTOR OF A CONTRACTOR OF THE PARTY OF THE P	and agreement of the condition of the co	
						ables within one year of the date of appraisa
property r	nor the comp	parables wit	hin the	last year	or sale	s of the subject
	SALES COMPARISON AP	A				\$ 84,000
INDICATED VALUE BY	INCOME APPROACH (If	Applicable) Estimated Ma	rket Rent \$	750 /Mo. x G	aross Rent Multi	
This appraisal is made Conditions of Appraisa	X as is su	bject to the repairs, alterat	tions, inspections	the heating/		et to completion per plans and specifications. and electrical
		working orde				d in the final ant

16										neighborho
A Contract of the Contract of	LAMONT	ing and	major	traffi	c art	eries.	Req	ional em	plovme	n. It is nea ent centers
The second secon	~~~~~~	10.								
Market condition	ns in the subject i	neighborhood	(including sup	port for the a	bove con	clusions rela	ted to the	trend of property	values, den	nand/supply, and markets
Soon as t	rata on compet	itive propert	es for sale	in the neigh	poorbood	description	of the	providence -4		After the second
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TIL CI	ura area	, unus	sales	prices	sare	not 1	ntin	enced ha	the t	TTT
HOLVECTI	ita rille	is aver	age and	Subb	v ar	id dema	and a	nnear to	ho in	balan - w
adverse	neighbor	rhood o	condition	ons wer	ce no	ted T	PTH	ADDDATES	T TC X	SUMMARY REI
AS DEFIN	VED BY TI	HE BOAT	D OF TH	IE APPI	DATER	T FOID	IDAMT.	ON AND C	L 15 A	SUMMARY REI
Project Inform	ation for PUDs ((If applicable)	= = le the dove	loner/hullder	in contr	LOCK POUN	DATT	ON AND C	OWLLTE	
Approximate tot	al number of units	in the cubic	t medicat	ioper i builder	in contro	a or the How	e Owners	Association (Ho	OA)?	Yes No
Describe comme	an observation of tilling	in the subjec	t project	1 1 1 1 1 1	. Ap	proximate tot	tal number	of units for sale	in the subject	ot project
Dimensione 9.0	on elements and r	ecreational ti	icilities: NO	Locat	ea 1	n a Pu	ID			William Company
Dimensions 80	x 160 x	80 X	100	****		The state of the s		Topography	1	evel .
Site area 128	00 sf +/		Mary was to the same		Corner	Lot Yes	SXN	o Size	t	ypical for a
Specific zoning	classification and				11			Shape		ectangular
	e X Legal		onforming (Grand	fathered use)	Ille	gal No	zoning	Drainage		ppears adequ
Highest & best use	as improved: X	Present us	Other	use (explain)		111		View		verage
	The state of the s	Other	Off-site Im	SERVICE SERVICE SERVICES		Pid	blio Priva		- Participal	members and the second of the
Electricity	x		Street	aspha		13		-	of when	ypical
Gas	一一		Curb/gutter	yes				Driveway Su		oncrete
Water	X		Sidewalk	yes		A The same of the same of the same	K L			ormal utilit
Sanitary sewer	X	and the same of the same	Street lights	THE PERSON AND THE PARTY	Company of Section 1	and the state of t	X L	7	al Flood Haz	
Storm sewer	X			yes			<u> </u>	FEMA Zone	-	Map Date 4/17
White the committee of		department of the second	Alley	no				FEMA Map N	5101	04-0004D
Comments (appa	irent adverse eas	sements, enc	oachments, sp	ecial assess	ments, si	de areas, ille	gal or leg	al nonconforming	zoning use.	eto.): none
Equal	AT THE REST THEFT THE	- Annual	Zanton market project in property.	and the second second second						
										Comment again of the second section of the second
GENERAL DESC	RIPTION	EXTERIOR	DESCRIPTION		FOUND	ATION	- All III	BASEMENT		INSULATION
No, of Units	1	Foundation	blo	ck	Slab	no		Area Sq. Ft.	n/a	Roof
No. of Stories Type (Det./Att.)	1	Exterior Wa	ls vin	vl	CrawlS	pace yes	tomorrism of the	% Finished	n/a	The second second
Type (Det./Att.)	detach	Roof Surfac	Specialist 1		Baseme		CONTRACTOR MATERIAL STREET	Ceiling	NAME AND DESCRIPTIONS OF THE PARTY OF THE PA	Celling avg
	ranch		wnspts. Yes		1	ump no			n/a	Walls avg
Forest Clark	THE CHARLEST - LABOR	Window Ty		7100	Dampne	-	oNote	Walls ed Floor	n/a	Floor
Age (Yrs.)	44	*	#1.4% (E)	/***	•				n/a	None
	THE PERSON NAMED IN COLUMN	Storm/Scre		/yes	Settlem			Outside Entr	yn/a	Unknown
Effective Age (Yrs			d House no	2 10	Infestat		eNote			
the contract of the second	er Living	Dining	Kitchen	Den F	amily Rm	Rec. Rm.	Bedro	oms # Baths	Laundry	Other Area Sc
Basement		4					4		<u> </u>	
Level 1	1 .	1	1		1		3	2.0	1	utl. 126
Level 2						1				
									-	1
Finished area abo	ove grade contain	ns: 7	Rooms;	3 B	Bedroom(s): 2.0	Ва	th(s): 1268	3 Sa	uare Feet of Gross Living
INTERIOR N	Materials/Condition	n HEAT	ING	KITCHEN	EQUIP.	ATTIC		AMENITIES	-	CAR STORAGE:
Floors C	ptvin/av	туре	FHA	Refrigerati	or M	None		Fireplace(s) #	[]	
	allbd/av		oil	Range/Ov	-	Stairs		Patio		None
	ood/avg		tion avq	Disposal	- H		H			Garage # o
	inyl/avg		articles and a resident		능	Drop Stair	- Transmit	Deck	X	Attached
		A		Dishwash		Scuttle	X	Porch	x	Detached
Bath Wainscot C			al CAC	Fan/Hood	Market No. of Parties and Part	Floor		Fence	X	Built-In
Doors W	ood/avg	Other	The service of the service of	Microway	e	Heated		Pool		Carport
			tion avg	Washer/D		Finished		3 sheds	x	Driveway 10
Additional feature	es (special energy	efficient item	s, etc.): S	torm w	indo	ws, sto	orm c	loors, de	eck, 3	sheds, and
ceiling									COMMERCIAL STREET	and the second of the second of the second of the
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egal Description Lot 3, I	Block A, Ri	ver Fores	st Shores		THE REAL PROPERTY AND ADDRESS OF THE PARTY AND	n/a	
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ppraiser John E. Pit	ts	Address	228 N Donnaw	ood Dr	.,Ste 1	03, Va	Beach 23
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- 2. I have taken into consideration the factors that have an impact on value in my development of the estimate of market value in the appraisal report. I have not knowingly withheld any significant information from the appraisal report and I believe, to the best of my knowledge, that all statements and information in the appraisal report are true and correct.
- 3. I stated in the appraisal report only my own personal, unbiased, and professional analysis, opinions, and concluciusions, which are subject only to the contingent and limiting conditions specified in this form.
- 4. I have no present or prospective interest in the property that is the subject to this report, and I have no present or prospective personal interest or bias with respect to the participants in the transaction. I did not base, either partially or completely, my analysis and/or the estimate of market value in the appraisal report on the race, color, religion, sex, handicap, familial status, or national origin of either the prospective owners or occupants of the subject property or of the present owners or occupants of the properties in the vicinity of the subject property.
- 5. I have no present or contemplated future interest in the subject property, and neither my current or future employment nor my compensation for performing this appraisal is contingent on the appraised value of the property.
- 6. I was not required to report a predetermined value or direction in value that favors the cause of the client or any related party, the amount of the value estimate, the attainment of a specific result, or the occurrance of a subsequent event in order to receive my compensation and/or employment for performing the appraisal. I did not base the appraisal report on a requested minimum valuation, a specific valuation, or the need to approve a specific mortgage loan.
- 7. I performed this appraisal in conformity with the Uniform Standards of Professional Appraisal Practice that were adopted and promulgated by the Appraisal Standards Board of The Appraisal Foundation and that were in place as of the effective date of this appraisal, with the exception of the departure provision of those Standards, which does not apply. I acknowledge that an estimate of a reasonable time for exposure in the open market is a condition in the definition of market value and the estimate I developed is consistent with the marketing time noted in the neighborhood section of this report, unless I have otherwise stated in the reconciliation section.
- 8. I have personally inspected the interior and exterior areas of the subject property and the exterior of all properties listed as comparables in the appraisal report. I further certify that I have noted any apparent or known adverse conditions in the subject improvements, on the subject site, or on any site within the immediate vicinity of the subject property of which I am aware and have made adjustments for these adverse conditions in my analysis of the property value to the extent that I had market evidence to support them, I have also commented about the effect of the adverse conditions on the marketability of the subject property.
- 9. I personally prepared all conclusions and opinions about the real estate that were set forth in the appraisal report. If I relied on significant professional assistance from any individual or individuals in the performance of the appraisal or the preparation of the appraisal report, I have named such individual(s) and disclosed the specific tasks performed by them in the reconciliation section of this appraisal report. I certify that any individual so named is qualified to perform the tasks. I have not authorized anyone to make a change to any item in the report; therefore, if an unauthorized change is made to the appraisal report, I will take no responsibility for it.

SUPERVISORY APPRAISER'S CERTIFICATION: If a supervisory appraiser signed the appraisal report, he or she certifies and agrees that: I directly supervise the appraiser who prepared the appraisal report, have reviewed the appraisal report, agree with the statements and conclusions of the appraiser, agree to be bound by the appraiser's certifications numbered 4 through 7 above, and am taking full responsibility for the appraisal and the appraisal report.

ADDRESS OF PROPERTY APPRAISED:

120 Kidd Boulevard, Norfolk, VA 2	3502
APPRAISER: OHNE FIXS	SUPERVISORY APPRAISER (only if required): Signature:
Name: John E. Pittsled Residential	Name:
Date Signed May (1/3, 1999) Estate	Date Signed:
State Certification #: 4001 002575	State Certification #:
or State License #:	or State License #:
State: VA	State:
Expiration Date of Certification or License: 03/31/2000	Expiration Date of Certification or License:
	Did Did Not Inspect Property

Case 2:24-cv-00399-AWA-RJK Document 1 Filed 06/21/24 Page 15 of 155 PageID# 15

UNITED STATES DISTRICT COURT: EASTERN DISTRICT OF VIRGINIA

- The appraiser has provided a sketch in the appraisal report to show approximate dimensions of the improvements and the sketch is included only to assist the reader of the report in visualizing the property and understanding the appraiser's determination of its size.
- 3. The appraiser has examined the available flood maps that are provided by the Federal Emergency Management Agency (or other data sources) and has noted in the appraisal report whether the subject site is located in an identified Special Flood Hazard Area. Because the appraiser is not a surveyor, he or she makes no guarantees, express or implied, regarding this determination.
- 4. The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand.
- 5. The appraiser has estimated the value of the land in the cost approach at its highest and best use and the improvements at their contributory value. The separate valuations of the land and improvements must not be used in conjunction with any other appraisal and are invalid if they are so used.
- 6. The appraiser has noted in the appraisal report any adverse conditions (such as, needed repairs, depreciation, the presence of hazardous wastes, toxic substances, etc.) observed during the inspection of the subject property or that he or she became aware of during the normal research involved in performing the appraisal. Unless otherwise stated in the appraisal report, the appraiser has no knowledge of any hidden or unapparent conditions of the property or adverse environmental conditions (including the presence of hazardous wastes, toxic substances, etc.) that would make the property more or less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied, regarding the condition of the property. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because the appraiser is not an expert in the field of environmental hazards, the appraisal report must not be considered as an environmental assessment of the property.
- 7. The appraiser obtained the information, estimates, and opinions that were expressed in the appraisal report from sources that he or she considers to be reliable and believes them to be true and correct. The appraiser does not assume responsibility for the accuracy of such items that were furnished by other parties.
- 8. The appraiser will not disclose the contents of the appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice.
- 9. The appraiser has based his or her appraisal report and valuation conclusion for an appraisal that is subject to satisfactory completion, repairs, or alterations on the assumption that completion of the improvements will be performed in a workmanlike manner.
- 10. The appraiser must provide his or her prior written consent before the lender/client specified in the appraisal report can distribute the appraisal report (including conclusions about the property value, the appraiser's identity and professional designations, and references to any professional appraisal organizations or the firm with which the appraiser is associated) to anyone other than the borrower; the mortgage or its successors and assigns; the mortgage insurer; consultants; professional appraisal organizations; any state or federally approved financial institution; or any department, agency, or instrumentality of the United States or any state or the District of Columbia; except that the lender/client may distribute the property description section of the report only to data collection or reporting service(s) without havbefore the appraiser's prior written consent. The appraiser's written consent and approval must also be obtained before the appraisal can be conveyed by anyone to the public through advertising, public relations, news, sales, or other media.

Freddie Mac Form 439 6-93

Page 1 of 2

Fannie Mae Form 1004B 6-93

Homeputer - Forms Processing System for Laser Printers 1-(802) 773-3018

Statement of Credit Denial, Termination or Change

DAVIS Loan #: 2107000862

Date: AUGUST 14, 2015

Applicant's Name:
PAUL RUFUS DAVIS JR

Applicant's Address: 120 KIDD BLVD NORFOLK, VA 23502

Description of Account, Transaction, or Requested Credit: MORTGAGE APPLICATION

Description of Action Taken:

Thank you for your recent application for credit. Your request for a loan was carefully considered, and we regret that we are unable to approve your application at this time for the following reason(s):

Part I - Principal Reason(s) for Credit Denial, Termination, or Other Action Taken Concerning Credit

This section must be completed in all instances.

Credit application incomplete
Insufficient number of credit references provided
Unacceptable type of credit references provided
Unable to verify credit references
Temporary or irregular employment
Unable to verify employment
Length of employment
Income insufficient for amount of credit requested
Excessive obligations in relation to income
Unable to verify income
Length of residence
Temporary residence
Unable to verify residence
No credit file

No credit file
Limited credit experience
Poor credit performance with us

Delinquent past or present credit obligations with others
Collection action or judgment

Garnishment or attachment
Foreclosure or repossession
Bankruptey

Number of recent inquiries on credit bureau report

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Page 1 of 3



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ئ ىد سىد	X Value or type of collateral not sufficient Other, specify:
P	art II - Disclosure of Use of Information Obtained From an Outside Source
Т	his section should be completed if the credit decision was based in whole or in part on information that has be
C	Our credit decision was based in whole or in part on information obtained in a report from the consurer reporting agency listed below. You have a right under the Fair Credit Reporting Act to know the informat contained in your credit file at the consumer reporting agency. The reporting agency played no part in decision and is unable to supply specific reasons why we have denied credit to you. You also have a right free copy of your report from the reporting agency, if you request it no later than 60 days after you receive notice. In addition, if you find that any information contained in the report you receive is inaccurate incomplete, you have the right to dispute the matter with the reporting agency.
,	Name:
	Address:
•	Toll-Free Telephone Number:
	We also obtained your credit score from this consumer reporting agency and used it in making our credits. Your credit score is a number that reflects the information in your consumer report. Your credit scan change, depending on how the information in your consumer report changes.
•	Your credit score:
	Date:
	Scores range from a low of to a high of
	Key factors that adversely affected your credit score:
	If you have any questions regarding your credit score, you should contact TransUnion Consumer Discle Center at:
	Address: P.O. Box 1000, Chester, PA 19022
	Toll-free Telephone number: 1-800-916-8800
	Our credit decision was based in whole or in part on information obtained from an affiliate or from an or source other than a consumer reporting agency. Under the Fair Credit Reporting Act, you have the right to a written request, no later than 60 days after you receive this notice, for disclosure of the nature o information.
	Page 2 of 3

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	2107000862	
	If you have any questions regarding this notice, you should confact:	
	Creditor's name: PRIMELENDING, A PLAINSCAPITAL COMPANY	
	Creditor's address: 704 QUINCE ORCHARD ROAD #230, GAITHERSBURG, MD 20878	
	Creditor's telephone number: (888) 812-2711	
	Notice: The federal Equal Credit Opportunity Act prohibits creditors from discriminating against credit applicants on the basis of race, color, religion, national origin, sex, marital status, age (provided the applicant has the capacity to enter into a binding contract); because all or part of the applicant's income derives from any public assistance program; or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act. The federal agency that administers compliance with this law concerning this creditor is the PEDERAL RESERVE CONSUMER HELP CENTER, PO BOX 1200, MINNEAPOLIS, MN 55480.	
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Notice of Action Taken and Statement of Reasons

Applicant Name and Address Paul R Davis, Jr

120 KIDD BLVD, NORFOLK, VA 23502

Today's Date April 17, 2015

Description of Account, Transaction or Requested Credit Conventional mortgage

Property Address 120 KIDD BLYD, NORFOLK, VA 23502

We have carefully considered the credit application and sincerely regret that we are unable to approve the application at this time for the reason(s) indicated below. The decisions reflected below apply to applicant listed above unless otherwise noted. · Value or type of collateral not sufficient

If you have any questions regarding this notice, you should contact:

Creditor's Name: Wells Fargo Bank, N.A.

Phone: 800-258-6649

Creditor's Address: 800 WALNUT ST, 9TH FLOOR, DES MOINES, IA 50309-3605

Our credit decision was based in whole of in part on information obtained from an affiliate or from an outside source other than a consumer reporting agency. Under the Fair Credit Reporting Act, you have the right to make a written request to us, no later than 60 days after you receive this notice, for disclosure of the nature of this information.

Thank you for considering us for your financing needs. Although we cannot be of service to you right now, you have our promise of immediate attention any time you choose to call on us for future assistance.

Notice: The Federal Equal Credit Opportunity Act prohibits creditors from discriminating against credit applicants on the basis of race, color, religion, national origin, sex, marital status, age (provided the applicant has the capacity to enter into a binding contract); because all or part of the applicant's income derives from any public assistance programs or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act. The Federal agency that administers compliance with this law concerning this creditor is:

Bureau of Consumer Financial Protection 1700 G Street NW Washington, DC 20006

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أسنه	Value or type of collateral not sufficient Other, specify:
Par	t II - Disclosure of Use of Information Obtained From an Outside Source
	s section should be completed if the credit decision was based in whole or in part on information that has b ained from an outside source.
Ö	Our credit decision was based in whole or in part on information obtained in a report from the consumer reporting agency listed below. You have a right under the Fair Credit Reporting Act to know the informat contained in your credit file at the consumer reporting agency. The reporting agency played no part in decision and is unable to supply specific reasons why we have dealed credit to you. You also have a right free copy of your report from the reporting agency, if you request it no later than 60 days after you receive notice. In addition, if you find that any information contained in the report you receive is inaccurate incomplete, you have the right to dispute the matter with the reporting agency.
	Name:
	Address:
	Toll-Free Telephone Number:
	We also obtained your credit score from this consumer reporting agency and used it in making our crediction. Your credit score is a number that reflects the information in your consumer report. Your credit score can change, depending on how the information in your consumer report changes.
	Your credit score:
	Date:
	Scores range from a low of to a high of
	Key factors that adversely affected your credit score:
	If you have any questions regarding your credit score, you should contact TransUnion Consumer Disclosurer Disclosu
	Center at:
	Address: P.O. Box 1000, Chester, PA 19022
	Toll-free Telephone number: 1-800-916-8800
	Our credit decision was based in whole or in part on information obtained from an affiliate or from an our source other than a consumer reporting agency. Under the Fair Credit Reporting Act, you have the right to n a written request, no later than 60 days after you receive this notice, for disclosure of the nature of information.
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If you have any questions regarding this notice, you should contact:

Creditor's name: PRIMELENDING, A PLAINSCAPITAL COMPANY

Creditor's address: 704 QUINCE ORCHARD ROAD #230, GAITHERSBURG, MD 20878

Creditor's telephone number: (888) 812-2711

Notice: The federal Equal Credit Opportunity Act prohibits creditors from discriminating against credit applicants on the basis of race, color, religion, national origin, sex, marital status, age (provided the applicant has the capacity to enter into a binding contract); because all or part of the applicant's income derives from any public assistance program; or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act. The federal agency that administers compliance with this law concerning this creditor is the FEDERAL RESERVE CONSUMER HELP CENTER, FO BOX 1200, MINNEAPOLIS, MN 55480.

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Page 3 of 3

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	Harris Market Control	•
	Statement of Credit Denial, Termination	on or Change
	Statement of Oroms 2000, 200	DAVIS
		Loan #: 2107000862
	Date: AUGUST 14, 2015	
	Applicant's Name:	
	PATRICIA ANN DAVIS	
		•
	Applicant's Address: 120 RIDD BLVD NORFOLK, VA 23502	
•	Description of Account, Transaction, or Requested Credit:	
	MORTGAGE APPLICATION	
	m and the state of the Marketine	
	Description of Action Taken: Thank you for your recent application for credit.	Your request for a loan was
	THE TART TARTE AND	are dumped to appear a
	application at this time for the following re	eason(s):
	Part I - Principal Reason(s) for Credit Denial, Termination, or Other Action	on Taken Concerning Orders
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	This section must be completed in all instances.	
	Credit application incomplete	
	Insufficient number of credit references provided	
	Unacceptable type of credit references provided	
	I Inable to verify credit references	
	Temporary or irregular employment	
	Unable to verify employment	
	Length of employment Income insufficient for amount of credit requested	
	Excessive obligations in relation to income	
	Unable to verify income	
	Length of residence	
	Temporary residence	
	Unable to verify residence	
	No credit file Limited credit experience	
	Dear gradit performance with US	
	Delinquent past or present credit obligations with others	
	Collection action or judgment	
	Garnishment or attachment	
	Foreclosure or repossession	
	Bankruptcy Number of recent inquiries on credit bureau report	
	450 15858 104 Page 1 of 3	



Statement of Credit Denial, Termination or Change

DAVIS Loan #: 2107000852

Date: AUGUST 14, 2015

Applicant's Name: PATRICIA ANN DAVIS

Applicant's Address: 120 KIDD BLVD NORFOLK, VA 23502

Description of Account, Transaction, or Requested Credit: MORTGAGE APPLICATION

Description of Action Taken:

Thank you for your recent application for credit. Your request for a loan was carefully considered, and we regret that we are unable to approve your application at this time for the following reason(s):

Part I - Principal Reason(s) for Credit Denial, Termination, or Other Action Taken Concerning Credit

This section must be completed in all instances.

 Credit application incomplete
Insufficient number of credit references provided
Unacceptable type of credit references provided
Unable to verify credit references
Temporary or irregular employment
Unable to verify employment
Length of employment
Income insufficient for amount of credit requested
Excessive obligations in relation to income
 Unable to verify income
Length of residence
Temporary residence
 Unable to verify residence
 No credit file
Limited credit experience
Poor credit performance with us
Delinquent past or present credit obligations with other
 Collection action or judgment
 Garnishment or attachment
Foreclosure or repossession
Bankruptcy
Number of recent inquiries on credit bureau report



				21070
If you have any question	s regarding this notice, you sh	ould conto	act:	
Creditor's name: PRIME	LENDING, A PLAINSCAP	ITAL CO	MPANY	
Creditor's address: 704	QUINCE ORCHARD ROAD	#230, (GAITHERSBURG,	MD 20878
Creditor's telephone num	iber: (888) 812-2711		»·	
on the basis of race, col- to enter into a binding oprogram; or because the The federal assure that	al Credit Opportunity Act proor, religion, national origin, secontract); because all or part applicant has in good faith eadministers compliance with NTER, PO BOX 1200, MIN	ex, marital of the app exercised a this law c	status, age (provid blicant's income de- my right under the concerning this cred	ed the applicant has the ca rives from any public assi Consumer Credit Protection
				•
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	2107000
	X Value or type of collateral not sufficient Other, specify:
Pa	rt II - Disclosure of Use of Information Obtained From an Outside Source
Th	is section should be completed if the credit decision was based in whole or in part on information that has t tained from an outside source.
0	Our credit decision was based in whole or in part on information obtained in a report from the consumer reporting agency listed below. You have a right under the Fair Credit Reporting Act to know the information contained in your credit file at the consumer reporting agency. The reporting agency played no part in decision and is unable to supply specific reasons why we have denied credit to you. You also have a right free copy of your report from the reporting agency, if you request it no later than 60 days after you receive notice. In addition, if you find that any information contained in the report you receive is inaccuration incomplete, you have the right to dispute the matter with the reporting agency.
	Name:
	Address:
	Toll-Free Telephone Number:
	We also obtained your credit score from this consumer reporting agency and used it in making our decision. Your credit score is a number that reflects the information in your consumer report. Your credit can change, depending on how the information in your consumer report changes.
•	Your credit score:
	Date:
	Scores range from a low of to a high of
	Key factors that adversely affected your credit score:
	If you have any questions regarding your credit score, you should contact TransUnion Consumer Disc Center at:
	Address: P.O. Box 1000, Chester, PA 19022
	Toll-free Telephone number: 1-800-916-8800
(Our credit decision was based in whole or in part on information obtained from an affiliate or from an a source other than a consumer reporting agency. Under the Fair Credit Reporting Act, you have the right to a written request, no later than 60 days after you receive this notice, for disclosure of the nature information.

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	Statement of Credit Denial, Termination or Change
	Divis Loan #:2107000862
	Date: AUGUST 14, 2015
	Applicant's Name:
	PATRICIA ANN DAVIS
	Applicant's Address: 120 KIDD BLVD
	NORFOLK, VA 23502
•	Description of Account, Transaction, or Requested Credit:
	MORTGAGE APPLICATION
	Description of Action Taken: Thank you for your recent application for credit. Your request for a loan was Thank you for your recent application for credit. Your request for a loan was
•	Thank you for your recent application for credit. Your request for thank you for your recent application for credit. Your request for that we are unable to approve your carefully considered, and we regret that we are unable to approve your carefully considered, and we regret that we are unable to approve your
	carefully considered, and we region that it carefully considered, and we region that it is application at this time for the following reason(s):
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	Part I - Principal Reason(s) for Credit Denial, Termination, or Other Action Taken Concerning Credit
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	Unable to verify income
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	Unable to verify residence
	No credit file
	Limited credit experience Poor credit performance with us
	Delinquent past or present credit obligations with others
	Collection action or judgment
	Garnishment or attachment
	Foreclosure or repossession
	Bankruptcy Number of recent inquiries on credit bureau report
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Statement of Credit Denial, Termination or Change

DAVIS Loan #: 2107000852

Date: AUGUST 14, 2015

Applicant's Name: PATRICIA ANN DAVIS

Applicant's Address: 120 KIDD BLVD NORFOLK, VA 23502

Description of Account, Transaction, or Requested Credit: MORTGAGE APPLICATION

Description of Action Taken:
Thank you for your recent application for credit. Your request for a loan was carefully considered, and we regret that we are unable to approve your application at this time for the following reason(s):

Part I - Principal Reason(s) for Credit Denial, Termination, or Other Action Taken Concerning Credit

This section must be completed in all instances.

	Credit application incomplete
	Insufficient number of credit references provided
	Unacceptable type of credit references provided
	Unable to verify credit references
	Temporary or irregular employment
	Unable to verify employment
	Length of employment
	Income insufficient for amount of credit requested
	Excessive obligations in relation to income
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	Length of residence
	Temporary residence
	Unable to verify residence
	No credit file
	Limited credit experience
	Poor credit performance with us
	Delinquent past or present credit obligations with other
	Collection action or judgment
	Gamishment or attachment
	Foreclosure or repossession
	Bankruptcy
	Number of recent inquiries on credit bureau report

Notice of Action Taken and Statement of Reasons

Applicant Name and Address

Paul R Davis, Jr

120 KIDD BLVD, NORFOLK, VA 23502

Today's Date April 17, 2015

Description of Account, Transaction or Requested Credit Conventional mortgage

Property Address 120 KIDD BLVD, NORFOLK, VA 23502

We have carefully considered the credit application and sincerely regret that we are unable to approve the application at this time for the reason(s) indicated below. The decisions reflected below apply to applicant listed above unless otherwise noted.

• Value or type of collateral not sufficient

If you have any questions regarding this notice, you should contact:

Creditor's Name: Wells Fargo Bank, N.A.

Phone: 800-258-6649

Creditor's Address: 800 WALNUT ST, 9TH FLOOR, DES MOINES, 1A 50309-3605

Our credit decision was based in whole or in part on information obtained from an affiliate or from an outside source other than a consumer reporting agency. Under the Fair Credit Reporting Act, you have the right to make a written request to us, no later than 60 days after you receive this notice, for disclosure of the nature of this information.

Thank you for considering us for your financing needs. Although we cannot be of service to you right now, you have our promise of immediate attention any time you choose to call on us for future assistance.

Notice: The Federal Equal Credit Opportunity Act prohibits creditors from discriminating against credit applicants on the basis of race, color, religion, national origin, sex, marital status, age (provided the applicant has the capacity to enter into a binding contract); because all or part of the applicant's income derives from any public assistance program; or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act. The Federal agency that administers compliance with this law concerning this creditor is:

Bureau of Consumer Financial Protection 1700 G Street NW Washington, DC 20006

HCFG-00078 Notice of Action Taken and Statement of Reasons

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Page 1 of 1

ROBERT J. BELL & ASSOC, INC REAL ESTATE APPRAISERS

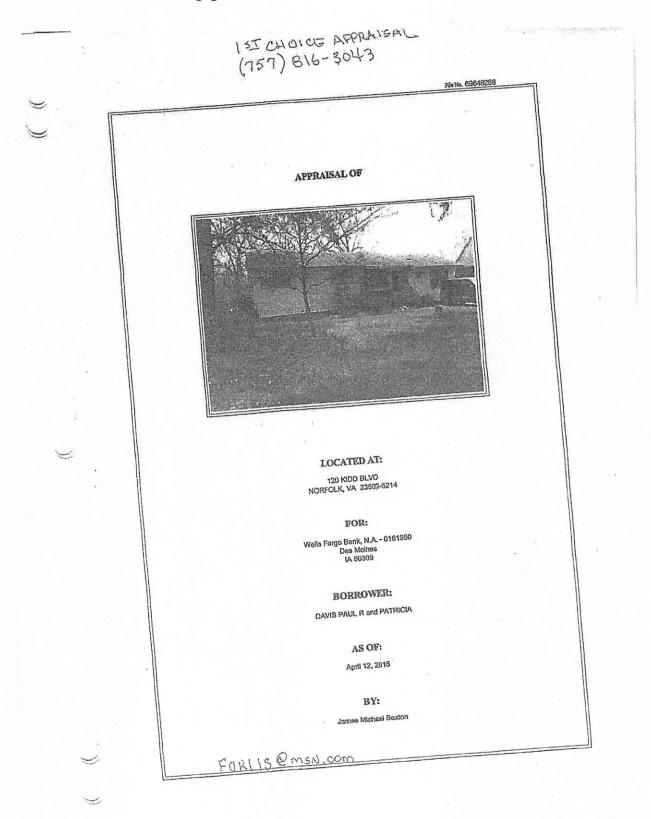
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No AMC PrimeLending, A Plains Capital Company:		
IBILII PRESTON RD DALLAS, TX 75252		
File Number: 120KIDD		
to assistance of the control of the		
In accordance with your request, I have appraised the		
120 KIDD I NORFOLK, V.		
The summer of this assessment to be decided on and the state		
The purpose of this appraisal is to develop an opinion of the property rights appraised are the fee simple in	terest in the site and improvements.	wex
In my opinion, the market value of the property as of	1 July 8, 2015 ls:	:
\$185.00		
One Hundred Eighty-Five	:Thousand Dollars	
The attached report contains the description, ana	lysis and supportive data for the conclusio	ons
final opinion of value, descriptive photographs, lim	iting conditions and appropriate certification	ons
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Mus Set		
ROBERT (EFFREY BELL). #4001004043		
APPRAISER		
ALIDAMONIA DEL CULTUM PAR AL DES	CTL VA 23452 757-340-4546/757-340-4547	

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reperty Add	this surrou	ry appraisal r	eport is to pr	rovide the lender/d	llent with an accura	te, and adequately	y supported,	opinion of the max	ket value	of the subject	d propert
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Turn Down 1st Choice Mortgage

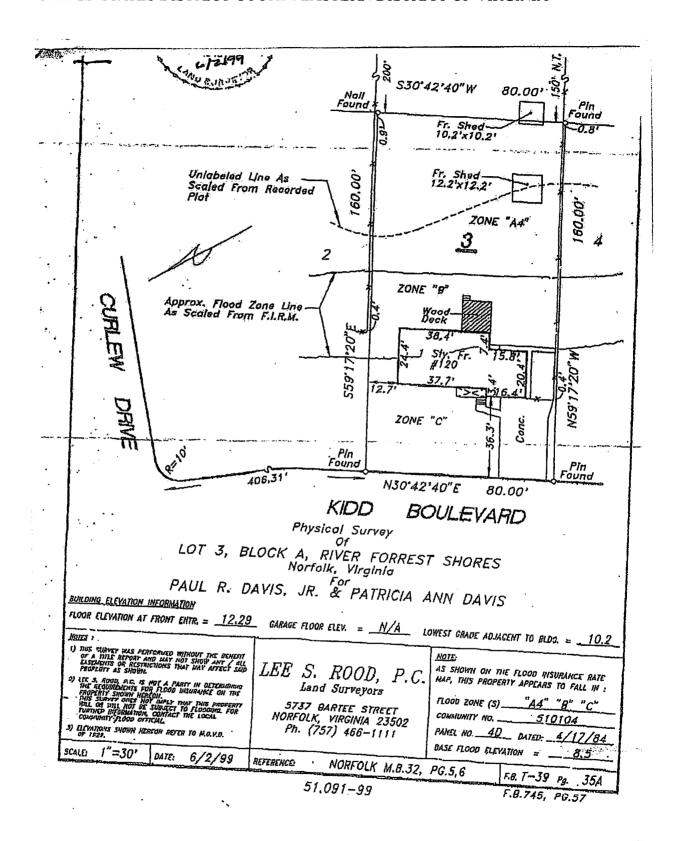


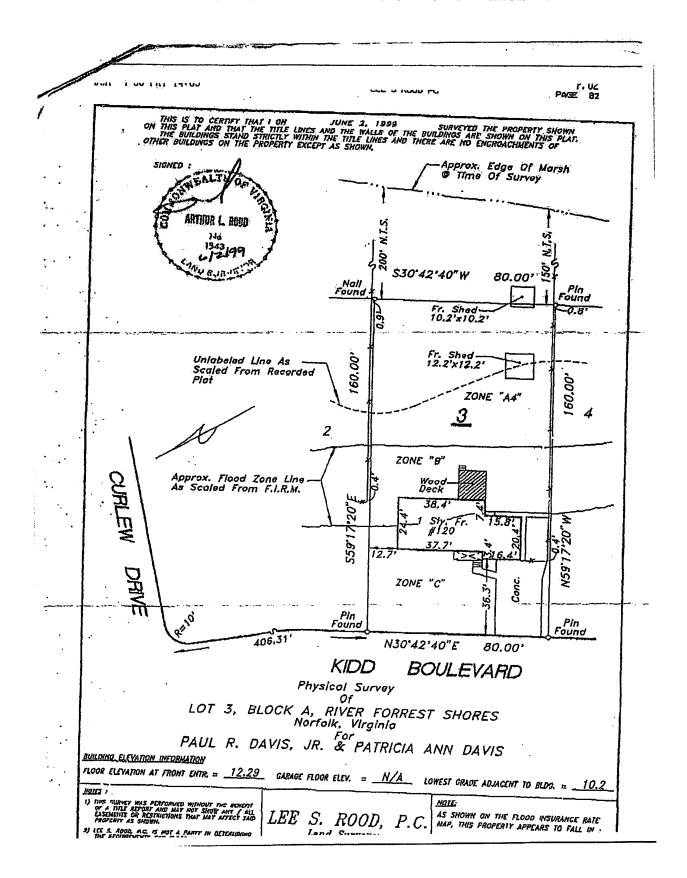
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In :	accordance with your request, I have appraised the real property at:	
	120 KGOD BLVD NORFOLK, VA 23502-5214	
	e purpose of this appraisal is to develop an opinion of the market value of the subject propert a property rights appraised are the fee simple interest in the site and improvemen	y, as improved. is.
În 1	my opinion, the market value of the property as of April 12, 2015	is:
	\$132,000 One Hundred Thirty-Two Thousand Dollars	
The	e attached report contains the description, analysis and supportive data for the al opinion of value, descriptive photographs, limiting conditions and appropriate c	conclusions, ertifications.
Jam	Medial Section	
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Property Address 120 KIL	y appraisal report is to	o provide the	enderio	lient with	an accurate	, and adequa	ately support	ed, opinion of the m	arkst va	the of the subject	proper
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Is the highest and best use	of the subject property a	a improved (or r	s propos	eq ber blan	s and specifi	cations) the pr	esent use?	X Yes No	If No, di	escribe. See Att	Bale
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Acatysis of pier sale or transfer bittory of the subject property and companible sales. Per public record no sale or transfer of subject within the last 3 years. Companable #1 had a prior transfer on 07728/2014, for \$172,651. The prior transaction was a foredocure in which the Veteran's Administration took possession of the property, and the most recent sale was a arm's length transaction, which led to the decrease that is reflected in this appraisal, and is now in line with the subject's current may value. Companable #5 was transferred on 06/23/2014 with a Gift Deed, for an undisclosed nominal amout as recorded in document 12381. Companable #5 was sold on 07/08/2015 for \$139,081 in a Foredosure Deed. Samuary of Sales Companion Agravach. Sales recited are from subject's area and are in acceptable proximity to the subject. They are the most recent and most companable found. No adjustment was warranted for selectification as all types of financing are readily available Age adjustments are not warranted as ell companables and the subject have been built around the same time frame or have recent been renovated. GLA has been adjusted for based on extracted market data. Variances in amenities have been adjusted for based the opinion of the appraiser due to lack of companable sales information for paired sales analysis. All value affecting dissimilarities were adjusted according to merket reaction. Secondary market standards for net and gross adjustment percentages were met. The indicated value by Sales Companism Approach \$132,000 Interest Approach & description of the subject companies and epocification on the basis of a bypothetical condition that the improvement have been completed. All values and provides and provided condition that the reputer of abstract adjustment percentages were met. The recordition of the subject to the difference of the subject to the following repairs and septiment of the subject to the following repairs and provides and the subject to the following repairs and provides and provided con	Date of Prior Sale/Transfer Price of Prior Sale/Transfer				5	172,651	N	Tay Ren	nrds/RFIN	50		DEIM
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FEATURE 120 MINE	FEATURE SUBJECT				IRNO 4		Appraisal Report			File No. 69849288		
120 KIDD BLVD			104 Effie A	COMPARABLE SALBNO, 4 104 Effie Avenue			329 Pefley Drive			COMPARABLE SALE NO.		
Address NORFOLK	G VA:	23502-5214	Norfolk, V			329	Peney Driv	e	235	235 Peffey Drive		
Proximity to Subject	-		0.06 miles		-	0.63	folk, VA 23 miles SW	502	Norf	olk, VA	2350	2
Sale Price Sale Prico/Gross Liv. Area	3		400000	13	140,00	0,03	misea 2M		0.56	miles S	SW	
Data Source(s)	5	0.00 84	1 116.67	ag.ft.			07.20 sq à	\$ 139,90		2	2	1:
Verification Source(s)	-		MLS REIN#	1331845:D	OM 284	MIS	RFIN #1512	91;DOM 17	S 1.	27.30 ac	9.2.	1
VALUE ADJUSTMENTS	+-		1 ax ID#039	76900		Tax	D#433755	91;DOM 17	MLS	REIN #	#1507	409;DO
Sale or Financing	-	DESCRIPTION	DESCRIPT	ON .	+(-) = A.G.	D	ESCRIPTION			D#3229		
Concessions			ArmLth		20.01	Listin		tengers/BA 2 (-)4		SCRIPTIO	ON	4(-)5.24
Date of Sale/Time	-	7.20	VA;0	1		1;0			Listir	ng .		
Location	N:W	t-Cm	s06/14;c05/	14		Activ	8	-	;0 Activ	-	-	
Leasehold/Fee Simple		Simple	N;Res;	100 50	5,000	N:W	rFr:	200	N;Re			
Site	2580	00 sf	Fee Simple	1		Fee S	Simple	7 575			-	
View	N;W		10454 sf			3267	0 sf		1089	Simple	-	
Design (Style)	DT1	Ranch	N;Res;			N;Wt	5	-	N;Re			
Quality of Construction	Q3	- Miles	DT1:Ranch	-		DT1;	Ranch	1		Ranch		-
Actual Age	60	25 V-28 In	60	-	-	Q3 .		10 00	Q3	sui(d)	-	
Condition	C3	Professor	C3	-		52			57		-	
Above Grade	Total B	fren Betta	7	-	5.7	C3			C2	-	-	
Rosm Count	7	3 2.0		.0	0.00	Total BA			Total Rd	na Bu	4	-
Green Living Area		1,217 ag.A.	1,200			6 3		- 0	6 3			-
Basement & Finished	Osf		Osf	SQ.II	510		1,305 m.f	-2,640		1,099		
Rooms Below Grade		The second second			314	Osf			Osf	.,,,,,,	Cal.	
Penceional Delley	Avera	ge	Average	-		A		-			1	
Hesting/Cooling	FWA/	Gas/C/Alr	BB/Radnt/C/	Air	- 0	Avera	ge idnt/C/Air	-	Avera	ge		
	None		None		- 0	None	uni/C/Air	0	FWA	Gas/C//	Air	
	2dw	-6	1ga2dw		-5,500		w		None	P.V. of		
1-1		Deck	Porch		2,500	Porchi	Patio	-5,500	1ga2d	W		-5
per control of the co	0 F/P		0 F/P	3.		1 F/P	duo		Porch			2
	2 She		Shed			None			1 F/P			
Net Adjustment (Total)	Typic	31	Typical		410	Typica	1	0	None	75		
Adjusted Sale Price	-		X +]-	2	5,510	1+	X)- s	7.440	Kitche	n/Baths	-	
of Comparables			Net Adj. 3.95	41			-5.1%	1,140	1+	(X)-	15	4,
or Comparables					areas a superior	Net Adj.	-0.1%		Met A.F	2 5	. 1	
TTEM	-		Oroza Adj. 11.85	sis	145,510	Gross Arti.	7.2% 5		Net Ad.	-3.5%		
Date of Prior Sale/Transfer	7	SUE		sis	145,510 PARABLE SAL	Gross Arti.	7.2% 3	132,760	Net Adj.	19.3%	S	134,
Date of Prior Sale/Transfer Price of Prior Sale/Transfer		SUI	Oroza Adj. 11.85	sis	145,510	Gross Arti.	7.2% 3		Net Adj. Gross Adj. 5	19,3% COMPA	RABLE	134, SALE NO.
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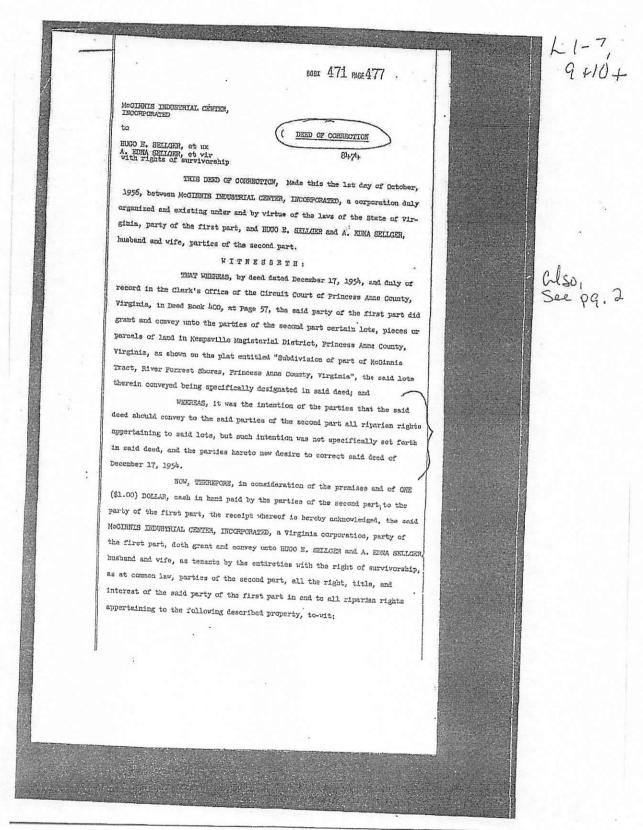


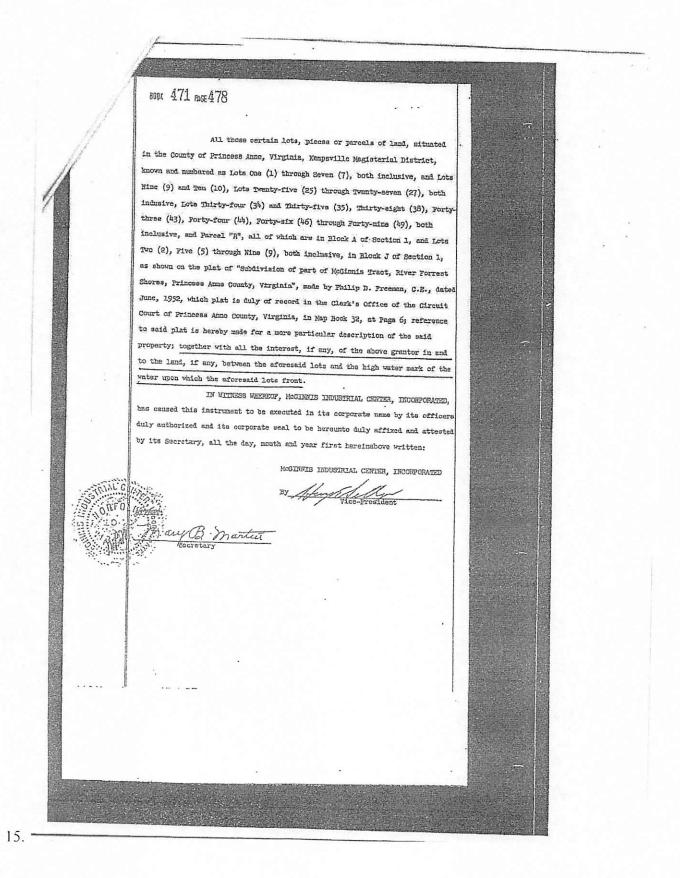


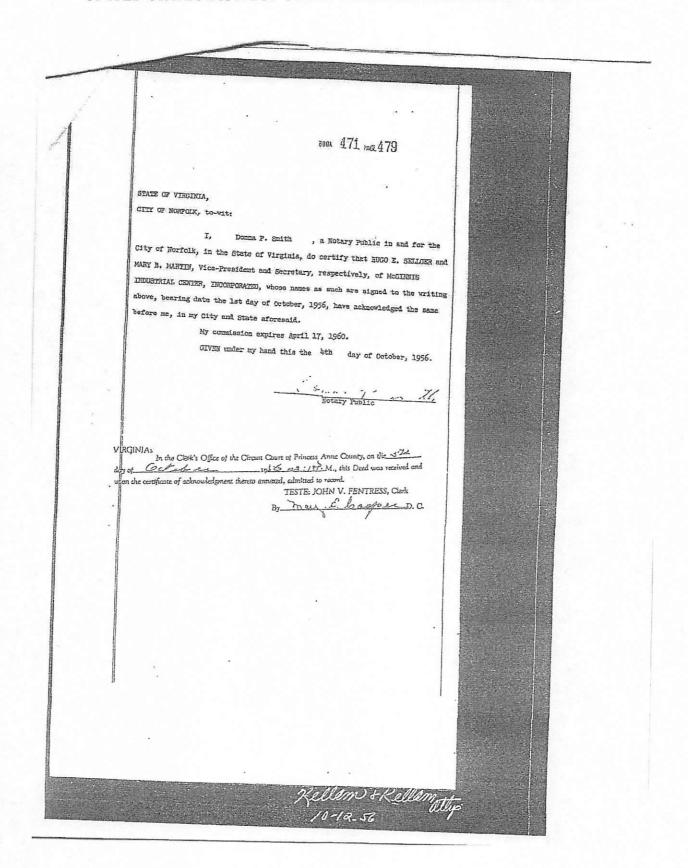
In each of the above appraisals the Davis's were seeking their reasonably backed financial expectations when in each application for a loan now after seeing the title search we figured it out being that the City of Norfolk left off the deed.

- 13. To find out why they have been receiving turn downs the Davis's sought legal advice to get a title search of their own property because they were being denied their financial expectations to the property to find that the title expert notates that the City of Norfolk and I quote "The Norfolk Assessor and Treasurers's records erroneously reflect ownership of the land between lot 3 and center of Mill Creek as Brock Farms Realty, Inc"
- 14. In The Title Search listed below it also revealed that all of the Government actions and private 'to ascertain funds were against a Judges orders as well as a Deed of Correction that The City of Virginia Beach where 120 Kidd Blvd. was originally located at the

investment of the property. Deed of Correction.







The Family then referred to look at all of the appraisals they did when attempting to access their equity just before the interstate project begins, once receiving the title search in hindsight reviewing the appraisals metes and bound to the lot, only to find they had been defrauded as their property reads in appraisals to be only 80" X 160". Leaving off riparian rights as well as land of an acre. With the land equity turndowns, false appraisals, erroneous records in city, title search that shows fraud occurring, two letters of liability one from the City of Norfolk Attorney Bernard Phischo, one from the City Tax Assessors Alex Pincus. We Pray for relief to the Honorable US Federal Court to seek remedy for the 27 years and ongoing of a taking of over ¼ of an acre with riparian rights, the taking before that in 1966. The fraud led to felony attempted murder by VDOT workers, criminal threats to life on property, theft of timber damages as well as constitutional, punitive, and pain and suffering damages. The government entities when voting in a planning commission held an extreme level of dismay for the law as we have been to City of Norfolk Formal city Council meetings where they also admitted on camera to have made a mistake on TV.

List of Federal treaties, laws, statutes under which violations occurred during the project

- 23 U.S. Code § 107 acquisition of rights of way
- 23 U.S. Code § 101 declaration of policy
- 23 U.S. Code § 402 Highway safety programs
- 23 U.S. Code §156 proceeds from the sale or lease of real property
- 18 U.S. Code § 242 Deprivation of rights under color of law
- § 18.2-108.01 Larceny with intent to sell or distribute
- § 18.2-33 felony murder (14 victims)
- § 18.2-119 Trespassing after being forbidden to do so
- 44 Davis Et Al. Vs. Vdot, City Of Norfolk, Brock Farms Realty Inc.

- § 18.2-60 Threats of bodily injury to a person
- § 18.2-26 Attempted felony murder 2/19/2019
- § 18.2-178 Obtaining money or signature by false pretenses
- § 18.2-168 Forging public records
- § 18.2-171 Making or having anything designed for forging in writing etc.
- § 18.2-172 Forging, uttering etc, other writings
- § 18 usc 2331 Domestic Terrorism
- § 18.2-46.5 Committing, conspiring and aiding and abetting acts of terrorism prohibited; penalty
- § 18.2-111 Embezzlement; deemed larceny; indictment
- § 18.2-112 Embezzlement by officers, etc., of public or other funds; default in paying over funds evidence of guilt.
- § 18.2-112.1. Misuse of public assets; penalty.
- § 18.2-115. Fraudulent conversion or removal of property subject to lien or title to which is in another.
- § 18.2-118. Fraudulent conversion or removal of leased personal property.
- § 18.2-120. Instigating, etc., such trespass by others; preventing service to persons not forbidden to trespass.
- § 18.2-121. Entering property of another for purpose of damaging it, etc
- § 18.2-133. Refusal of person on land, etc., of another to identify himself.
- § 18.2-140. Destruction of trees, shrubs, etc.
- § 55.1-2838. Larceny of timber; penalty.
- § 18.2-143. Pulling down fences or leaving open gates.
- § 18.2-152.3. Computer fraud; penalty.
- 45 Davis Et Al. Vs. Vdot, City Of Norfolk, Brock Farms Realty Inc.

- § 55.1-602. Presumption that recorded writings are in proper form.
- § 55.1-609. Correcting errors in deeds, deeds of trust, and mortgages; affidavit.
- § 55.1-612. Acknowledgment within the United States or its dependencies.
- § 18.2-186. False statements to obtain property or credit.
- § 6.2-1629. Prohibited practices; authority of the Attorney General.
- § 2.2-3103. Prohibited conduct.
- § 18.2-422 Prohibition of wearing of masks in certain places; exceptions

Categorical Exclusionary regulations NEPA National Environmental Protection Agency (40 CFR 1508.4)

- -Nemo Dat rule cannot sell what you do not own
- -Violation of the 5th and 14th constitutional rights to all those that had property taken and the US government that was defrauded by the commonwealth of virginia without due process and just compensation.

Statement of Claim/ Defendant

Virginia Dept. of Transportation / Virginia Dept. of Highways

This claim to the Eastern District Federal court we ask that §8.01-229 rule of tolling division of the statute of limitations arriving under exception of death and disabilities act as Paul R. Davis, one of the damaged plaintiffs to the Estate passes away May 13, 2020 dies victim of felony crime on the crime scene 120 Kidd Blvd Norfolk VA 23502.

We also ask that using Discovery Rule

16. The Commonwealth of Virginia, then under Virginia Dept. of Highways now known as Virginia Dept of Transportation.

17. The Davis's of 120 Kidd Blvd. Owned the private waterfront property prior to the building of the interstate.

18. The Dept of Highway in 1966 made a contract between Paul R. Davis, Ruth E. Davis to grant usage for .016 of an acre for \$20.00 1966 is the initial building of the I64-I264

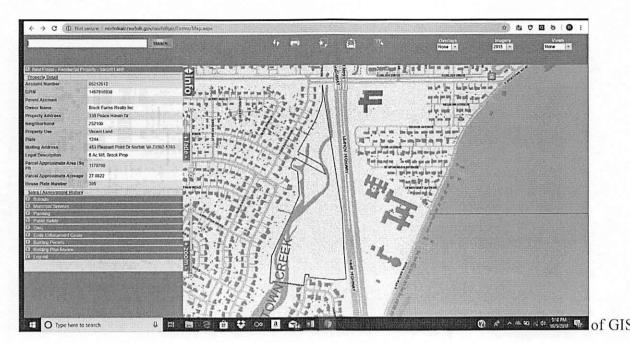
	1057-315	· ·
	VIRGINIA: In the Clerk's Office of the Corporation Court of the Gity of Norfolk, on the 2016 day of Section 1966 at 3.5 4 M.	Mas
	This Doed was this day received and upon cortificate of acknowledgment, thereto annexed, admitted to record. TESTE: W. L. PRIEUR, Jr., Clerk By Agree March D.C.	Delivered to
	**************************************	=
	This Bred, Made thin Lock day of April 1995	
	historypather designated as Grantor Gaven diaugh more than and), and the GOMBONELALIN OF VIRGINIA, Grantons	
,	Hitteneoth; In consideration of the sum of 8 20.00 pair by the primer to the greater incerns of indicate in herein advantable death and the sum of compare into and greater in figure in the control primer in the sum of the sum of compare in the sum of the control primers in the sum of t	State Henry Plat Book No. 4 Page 274
	Course and described at follows: Being as above on Sheet 501-7 of the plans to be used for Route 64, State Haginary	No. 4 Page 274
	Project 0066-122-103, R/W 201, and lythe on the west (right) side of the contention of proposed Route 66, and adjacent to the south property time of Eugenia No. Copps from the	
tts.	Lands of Bugonia W. Copes apposed approximate Station 656-12 to the lands of the landsoned approximate Station 656-50 and containing 0.016 acre, watered the franks.	
	e this course is the metric and bounds description at the subject property. Egginning at a point said point being 188-16 on the right of and at right angles to Station 056-26, or	,
	Concerting proposed Koute 947 valid point being 523,385 wouth or and other south tight of win 136 of Curley Drive. From the point thus established and running 30 487 199 with	
	approximate distance of 17% thouse in a continue tobly discontinue distance of approximate 56% on a point would not be beginned to 100 which work of Mill Great. There is a combination discount of approximate by 10% in	
naar purchase and a second	For principle, and being a part of the order land dequated by the grantes special of the first of the principle.	
· ·	Eggliey and Dorothy E. Beilley by Word Joseph June 26, 1997, and recorded in Dona Book 469, Page 490, in the office of the clerk of the Corporation Court of the City of Northin.	
The second secon	For a more particular description of the Land Deriza conveyed, reference is made to a prior copy of said Short S01-7, shorthcooking an REO the Land Denivers d'in Leo samman.	
	which phase copy is Percis according to a paper of their conveyance and received small hope of \mathcal{H}_{p} has such to the State Hallwey \mathbf{P}^{T} and	v.
	and the second of the second o	
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most 776 Titt	WITNESS the fellowing agenthers and seals 1. A face R. Wester R. M. 1860	

On 7/9/07 Virginia Department of Transportation led by Governor Tim Kaine and Senator of Finance Jody Wagner filed as well as the Secretary of Finance filed false documents to US DOT defrauding both USDOT and Private residence Davis family of funds violating 18§. 371.

9 Commonwealth of Virginia citizens died during their felony crimes which includes Felony theft of property. 9 Felony Murder victims enabled under §18.2-33 victim of felony crime dies on crime scene on or at hospital while having felony murder perpetrated on them means they die of Virginia state code Felony Murder. The illegal bad faith actions taken by the defendants and members of the defendants' led to the following actual damages including the attempted felony murder of Paul Davis, Pro Se plaintiff who was threatened the day of February 19, 2019 and his wife Marrena by members sent by VDOT workers. Paul Davis died after being told by VDOT workers , working for Virginia Department of Transportation that day the workers we found wearing full black ski masks violating Virginia mask law as this was pre pandemic 18.2-422



telling our family they would show us bullets if we didn't get off of what the city, state claimed ,VDOT land that day.



maps which reflects erroneous treasury records that shows when according to the property deed we were standing on our private land at 120 Kidd Blvd. Norfolk VA 23502. We have attained a Title Search to show the entities' defrauding records led us to damages.

The following defendants together planned in a planning commission or went along with to delegate for their own use and devise all of the following changing of the maps, valuation of real property in devaluing property claiming riparian rights taking ¾ of an land giving value to private real estate corporation Brock Farms Realty Inc. listed in the state corporate commission address which is actually a City of Norfolk Pumping station 453 Pleasant Point Drive, Norfolk Virginia as it's mailing address pumping station for the City of Norfolk pumping station see

image here.



The City of Norfolk when questioned at Formal City Council meeting claim they have no stake in the project or the property being used in the application and for the I64/I264 improvement project. The City of Norfolk posted a sign at the entry of the land is a sign on 330 Peace Haven, Norfolk VA That claims the parcel being used for the federal application claims to be a City of Norfolk Public Utilities Easement.



The City Manager of 1996 James B. Oliver writes and publishes this article 1996- article written by City of Norfolk City Manager

https://books.google.com/books?hl=en&lr=&id=3CgM6BZ43IQC&oi=fnd&pg=PA131&dq=info:61

HWfuZgMakJ:scholar.google.com/&ots=DolOMI5kKh&sig=SESMeOhRkwZ9nulAsTkTIXBp6Hc#

v=onepage&q=131&f=false to describe and go into detail the intent behind the what they refer to as Regional Cooperation where private and public sectors come together to better qualify for

funding from federal resources, the article excerpt see here

132 PART II: CASE STUDIES IN INNOVATION

business and citizen representatives. The new regional partnerships are provided incentives to begin regional strategic planning programs keyed to local government regional action, and to collaborative intersectoral decision making. To be eligible for continued state funding, partnerships must develop benchmarks of economic competitiveness on a standard set of indicators (specified in the enabling legislation), and must issue "report cards" on their progress toward their objectives. The legislation has a single leading goal - to encourage and support as state policy the formation of regional partnerships building trust and a constituency for positive regional action among neighboring local governments and nongovernmental participants.

What's in the Regional Competitiveness Act?

Virginia's new statute³ enables and provides state funding for the creation of partnerships of local governments and private sector actors to promote and conduct regional activities. The statute brings together traditional concerns with economic development and job creation with public policy rewarding functional regionalism of local public services. The act provides financial incentives which may be used to guide or support voluntary regional approaches to economic development, education, transportation, human services, land use controls, housing, and other services, and to interjurisdictional revenue sharing.

The new statute goes beyond conventional state and local government support for economic development. It is based on the idea that economic competitiveness is a regional phenomenon; that an individual local government's competitiveness is a function of the overall economic and social well-being of the region of which it is part, and that the economic performance of even

large suburban localities, when compared to peer communities in other metropolitan regions, is linked to the economic health of its own region including its central city. The statute is based on the idea that regions, not localities, compete and that it is in the self interest of each locality in a metropolitan region to take steps to improve the economic and social conditions in all localities in the region. Voluntary movement toward regional provision of public services is proposed in the act as an important step toward reducing interjurisdictional competition and increasing regional competitiveness. Regional economic performance is the measure. The statute is also policy acknowledgment that the state is ultimately affected if regions in Virginia grow more slowly than regions in other states, especially southeastern states. Adoption of the act added the state as an interested party to this unique policy partnership concept that included localities, private business leadership, and now the state.

The new statute enables parties their own regional boundaries, their own community of interest. Existing planning district boundaries (Virginia's equivalent of Council Of Government [COG] or state planning district boundaries) are initially accepted as defining regions; but additional local governments may by agreement be added to the region, and may, with the approval of the state agency charged with implementing the legislation, establish a different regional configuration4 not employed as predetermined regional boundaries. Thus regions can define their own boundaries, an important element of regional governance.

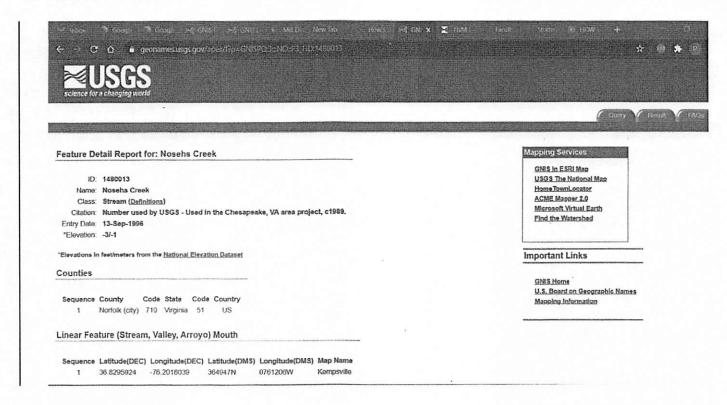
The act requires qualifying regional partnerships to benchmark their competitiveness using indicators of the long-term economic health of regions, not of short-term measures. Under the statute, regional partnerships must regularly compare their region with competitor regions in other

Case 2:24-cv-00399-AWA-RJK Document 1 Filed 06/21/24 Page 57 of 155 PageID# 57

UNITED STATES DISTRICT COURT: EASTERN DISTRICT OF VIRGINIA

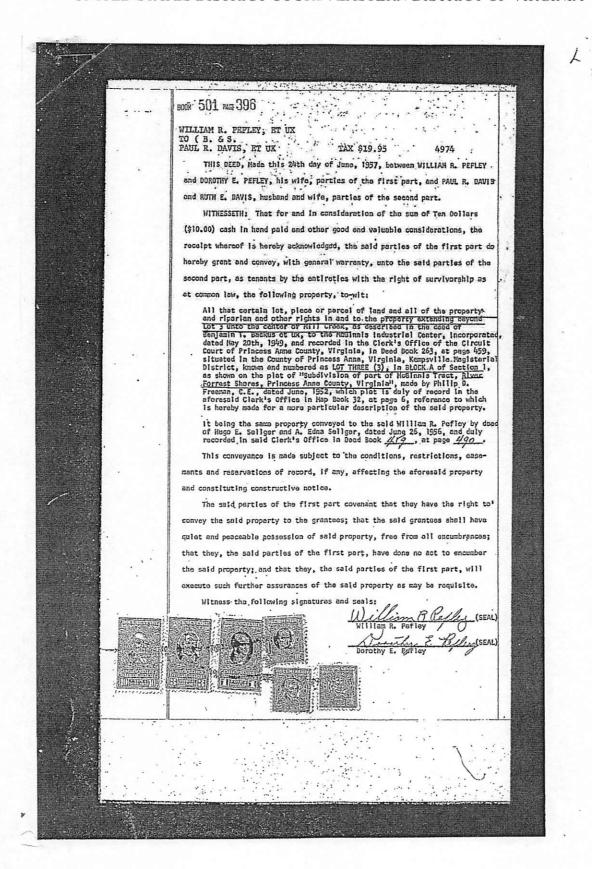
The article has since been taken down for public viewers on Google as well as pages removed from the hyperlink of the intent and Regional Cooperativeness Act.

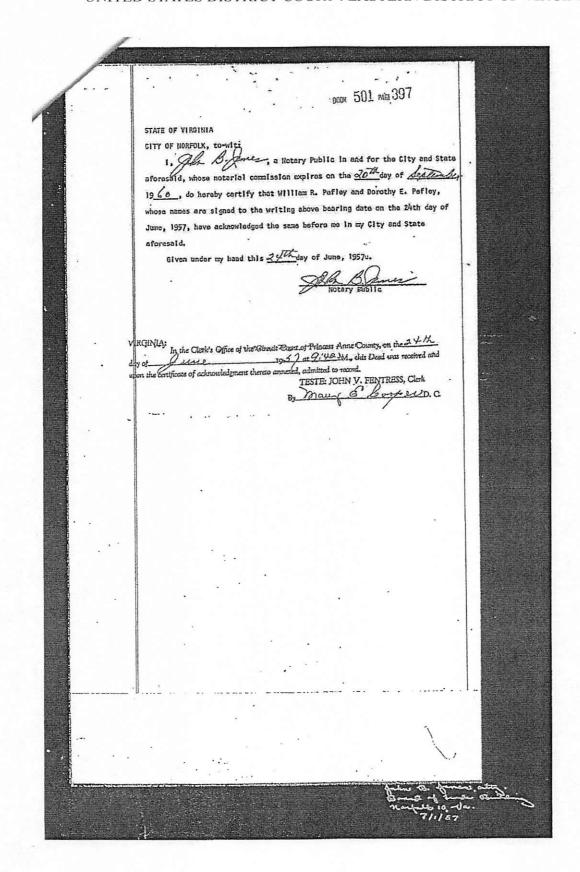
The planning commissions of the city and state changing of the name of the creek VDOT as per records indicate in the year of 1996, The City of Norfolk The City Manager phonied up the GIS map system, The United States Geological Survey was changed with a data entry which defrauded private property owners as well as USDOT and all those whom would further seek to find the name of the Creek.



See exhibit In 1996 The entry states to change the name of the deeded creek from Mill Creek which all original deeds and highway projects all refer to the Creek, as Mill Creek. The Davis's had no knowledge of a creek change. Just recently discovering the creek name change when no one had been notified of the change led us to look further back to the first original project which

found more actions defrauding the Davis's, harming the estate. This property has been here since before the interstate. The Davis family originally claims the land in deed 1957





This estate Paul R Davis of 120 Kidd Blvd. are original grantors to VDOT. The actions violated the estate rights, defrauding the Davis's and devaluing their family private estate to the investors initial reasonably backed financial expectations. When the following factual allegations are brought to this court, the abrogation of the 11th amendment incites by reason of the violations against the 5th and 14th constitutional amendments. The plaintiff states the following: The estate of 120 Kidd Blvd. Norfolk, VA 23502, original grantors the late, Paul R. Davis Sr. Ruth E. Davis brought this statement of claim to raise the following issue to the honorable federal court. The private property, 120 Kidd Blvd. Norfolk, VA 23502 had private property taken for public use without due process or just compensation. The following federal statutes, treaties & or provisions of the United States Constitution that are at issue in this case are as follows. Attached, the violation of the 5th, 14th constitutional amendments where private property was taken without due process or just compensation. Fitzpatrick Vs. Bitzer where the 11th amendment became abrogated when the 5th and 14th violated there is no sovereign Immunity. Upon false pretenses VDOT files a federal financial application to USDOT for approval as well as NEPA National Environmental Protection Agency. EIS 42 USC §4332.40 CFR §1508.4 etc as listed in the programmatic agreement states, The NEPA is required to serve as an oversight for the Categorical Exclusionary (CE) project, according to the Federal Highway Administration (FHWA) if The Project does not follow the requirements as per 40 CFR §1508 the Federal Agency would require an Environmental Impact Study (EIS) for an action when Environmental Impact studies which are very timely, costly and could jeopardize project approval. If any of the previous grantors have a complaint, the project which is supposed to match the prior application and design workings with relation to easements, land usage, grantors and would be of reference an original project. When the planning commisions decide this project and according to 23 §107

the Attorney General, Governor and Secretary of Transportation is strategizing to achieve the project funding and approval pathways the entities must comply with all Virginia and Federal laws to perform property agreements project according to 23 USC §156 for property previously acquired with Federal - aid participation. These are the following laws including cover page of

the programmatic agreement

PROGRAMMATIC AGREEMENT

BETWEEN THE FEDERAL HIGHWAY ADMINSTRATION, VIRGINIA DIVISION AND THE VIRGINIA DEPARTMENT OF TRANSPORTATION REGARDING THE PROCESSING OF ACTIONS CLASSIFIED AS CATEGORICAL EXCLUSIONS FOR FEDERAL-AID HIGHWAY PROJECTS

This PROGRAMMATIC AGREEMENT ("Agreement") made and entered into this day of October, 2017, by and between the FEDERAL HIGHWAY ADMINISTRATION, UNITED STATES DEPARTMENT OF TRANSPORTATION ("FHWA") and the VIRGINIA DEPARTMENT OF TRANSPORTATION ("VDOT") bereby provides as follows:

WITNESSETH:

Whereas, the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §4321 et seq., and the Regulations for Implementing the Procedural Provisions of NEPA (40 CFR §1500-1508) direct Federal agencies to consider the environmental impacts of their proposed major Federal actions through the preparation of an environmental assessment (EA) or environmental impact statement (EIS) unless a particular action is categorically excluded;

Whereas, FHWA's distribution and spending of Federal funds under the Federal-aid Highway Program and approval of projects pursuant to Title 23 of the U.S. Code are major Federal actions subject to NEPA;

Whereas, the Secretary of Transportation has delegated to FHWA the authority to carry out functions of the Secretary under NEPA as they relate to matters within FHWA's primary responsibilities (49 CFR §1.81(a)(5));

Whereas, FHWA's NEPA implementing procedures (23 CFR §771) list a number of categorical exclusions (CE) for certain actions that FHWA has determined do not individually or cumulatively have a significant effect on the human environment and therefore do not require the preparation of an EA or EIS (23 CFR §771.117(c)-(d));

Whereas, VDOT is a State agency that undertakes transportation projects using Federal funding received under the Federal-aid Highway Program and assists FHWA in fulfilling its obligations under NEPA for projects requiring an FHWA action (23 CFR §771.109);

Whereas, Section 1318(d) of the Moving Ahead for Progress in the 21st Century Act (MAP-21), Pub. L. 112-141, 126 Stat. 405 (July 6, 2012), allows FHWA to enter into programmatic agreements with the States that establish efficient administrative procedures for carrying out environmental and other required project reviews, including agreements that allow a State to determine whether a project qualifies for a CE on behalf of FHWA;

Whereas, FHWA developed regulations implementing the authorities in Section 1318(d), effective November 6, 2014 (23 CFR §771.117(g));

Whereas, as defined in FHWA's A Practitionar's Guide to FHWA Programmatic Agreements for Categorical Exclusions, the CE decision is a determination that the proposed project would not individually or cumulatively have a significant environmental impact and the project fits in the category of projects not requiring the preparation of an EA or EIS;

October 2017 Page | 1

Appendix C: VDOT CE Determination Qualifying Thresholds

If any of the conditions listed below are true, the project does not qualify for a VDOT CE determination and would require a NHPA approval from PHWA.

- 1. Involves acquisition of more than minor amounts of temporary or permanent right of way acquisition. Considerations for whather the amount of acquisition qualifies as minor include, but are not limited to, the context and intensity of the impact, the size of the parcel, and the effect on the purcel's function:
- 2. Involves acquisitions that result in more than limited residential and non-residential displacements, considering the context and intensity of the impact;
- 3. Results in capacity expansion of a roadway by addition of through lanes;
- 4. Involves the construction of temperary access, or the closure of an existing road, bridge, or ramps, that would result in major traffic disruptions. Considerations for whether the traffic disruptions qualify as major include, but are not limited to, the context and intensity of the impact, the amount of travel delay, the time during which the facility is closed, the emount of traffic volume utilizing the facility, and the distance of the detour route;
- 5. Results in a determination of adverse effect on historic properties pursuant to Section 106 of the Netional Historic Preservation Act (54 U.S.C. §306108);
- 6. Requires the use of properties protected by Section 4(f) (49 U.S.C. § 303/23 U.S.C. § 138) that cannot be documented with an FHWA de minimis determination or a programmatic Section 4(1) evaluation signed by PHWA;
- 7. Requires the acquisition of lands under the protection of Section 6(f) of the Land and Water Conservation Act of 1965 (54 U.S.C. \$200305) or other unique areas or special lands that were acquired in fee or easement with federal public-use-money and have deed restrictions or covenants on the property,
- 8. Requires a U.S. Army Corps of Engineers Section 404 (33 U.S.C. §1344) permit other than a Nationwide or a General Permit;
- 9. Requires a U.S. Coast Guard bridge permit (33 U.S.C. §401);
- 10. Requires work that will cause an increase of the flood level by more than one foot within a regulatory floodway of water courses or water bodies, or work affecting the base floodplain (100-year flood) elevations of a water course or lake, pursuant to 23 CFR §650 subpart A;
- 11. Is defined as a "Type I project" per 23 CFR §772.5 and the VDOT noise manual for purposes of a noise analysis;
- 12. Is likely to adversely affect federally listed species or designated critical habitat, with the exception of a "may affect, likely to adversely affect" (MALAA) determination for the Northern Long-Eared Bat or Indiana But when the project is within the scope of the Section 7 range-wide programmatic consultation for those species;
- 13. Involves any known or potential hazardous materials issues that represent a substantial liability or require substantial regulatory negotiation to resolve. Sitas representing substantial liability would not include minor issues such at low-level petroleum impacts or minimal solid weste;
- 14. Does not meet the provisions of the "Pianning Documents and NEPA Approvals" document. In accordance with 23 CFR \$450 and the agreement among FHWA, VDOT, the Federal Transit Administration, and the Virginia Department of Rail and Public Transportation, actions listed in 23 CFR \$771.117(c) and 23 CFR \$771.117(d) may be grouped;
- 15. Causes disproportionately high and adverse effects on any minority or low-income populations;
- 16. Involves consideration of multiple NEPA alternatives under consideration;
- 17. Is an action listed in 23 CFR §771.115(a); or
- 18. Involves unusual circumstances, parsuant to 23 CFR \$771.117(b).

Page | C-1

The

project and entities must mitigate with any previous grantors immediately upon notice of such violations, claims or disputes. The applicant applying for the Categorical Exclusion Document must submit documentation that demonstrates that the specific conditions or criteria are satisfied

and that significant environmental effects will not result. As quoted per §771.117 Federal Highway Administration FHWA "categorical exclusions (a) CEs are actions that meet the definition contained in 40 CFR §1508.4 and, based on FHWA's past experience with similar actions, do not involve significant environmental impacts. They are actions that Do not induce significant impacts to planned growth or land use for the area, no not require the relocation of significant numbers of people; do not have a significant impact on any natural, cultural, recreational, historical, or other resource; do not involve significant impacts on travel patterns; or do not otherwise, either individually or cumulatively, have any significant environmental impacts. According to the NEPA §1508.7 Cumulative Impacts is the impact on the environment which results from the incremental impact of the action when added to other past, present, and reasonably foreseeable future actions regardless of what agency (federal or non-federal) or person undertakes such other actions. Cumulative impacts can result from individually minor but collectively significant actions taking place over a period of time. §1508.8 Effects are Direct which are caused by the action, these direct effects are active and ongoing and occur at the time and place of the project. Effects and impacts are synonymous Indirect effects, economic impact by zoning, economic, social, health, historical, cultural, whether direct, indirect or cumulative. On December 9th 2014 VDOT, Hampton Roads Transportation Accountability Commission (HRTAC), Federal Highway Administration (FHWA) and "project consultants" attended a Risk & Reward Survey pointing out risks to the project and possible cumulative impacts. The highest adverse effect, risk area was a score of 18 reading as they failed to acquire enough property noted as (Risk 3.01) by Curlew Dr. which would be the parcel

regarding to our estate of 120 Kidd Blvd. Norfolk VA 23502. See excerpt

I-64/264 Interchange Project Summary Risk Workshop Report

December 9, 2014

Risks

During the workshop, the following forty-five (45) items were identified as risks, and were generally grouped into the categories of: (a) Design (Roadway, Bridge, and Structures); (b) Drainage; (c) ROW and Utilities; (d) Environmental; (e) Geotechnical; (f) Construction; (h) Stakeholder Coordination; (i) Public Relations; and (j) Programmatic.

Table 1: Risk Summary

Bridge & Structures Design (Roadway,

- Ramp D-7
- . South of Curlew Drive
- Greenwich Overpass
- Pavement design
- · Cross-slope of existing mainline
- · Accuracy of survey information
- · Designing and specifying the ITS

Drainage

- · SWM design may be impacted by new regulations
- . Culvert at I-64 and Curlew Drive

ROW and Utilities

- · Potential need to acquire additional property
- · Obtaining approval for Type III Certification
- · Ability to manage ROW and utility relocation process within times required by current project schedule
- · Quality of plan sheets
- · Effect of weather on ability of private utility companies to perform relocations
- · Dominion Virginia Power
- · Private utility company relocations generally
- Challenges with specific properties

Environmental

- · Requirement for an Environmental Assessment ("EA")
- · Wetland Re-Delineations
- . Ramp D-7 permitting

- · Overall soil quality
- Deep foundations
- · Geotechnical conditions south of Curlew Drive

Page 6

Risk No.	Risk Category	Risk Description	Probability	Cost Impact	Schedule Impact	Comments/Notes	Mitigation Strategies
3.01	ROW and Utilities	Potential need to acquire additional property	3	3	3	A number of factors could result in the need to acquire additional property, including: (a) design changes and refinement; (b) SWM and drainage requirements, and (c) permit requirements, and (c) permit involvement process (i.e., have another public involvement process (i.e., have another public hearing to explain what new properties need to be taken). This process will take several months, and compounds the other risks described in this category. There is also a major cost and schedule exposure in netnally acquiring the additional property. Additional takes or relocations will likely require an Environmental Assessment to be done, which would create a substantial cost and schedule impact.	Mitigation techniques are addressed throughout this Risk Register, including: (a) making a policy decision that the current property acquisition plan will not be changed and to design around them; (b) designing the project to minimize the total number of new takes and relocations needed; and (c) acquiring those properties with relocations first during the ROW plasse to avoid my additional tenant relocations.

Page 18

Exhibit 3A: Risk Impact Chart (Summary Level by Impact Score)

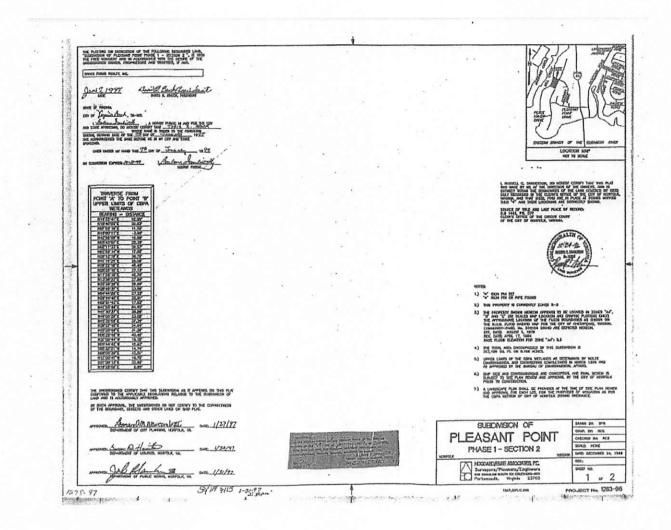
Risk #	Category	Probability	Cost Impact	Schedule Impact	Impact Score
1.01	Design (Roadway, Bridge, and Structures)	3	3	3	13
1.02	Design (Roadway, Bridge, and Structures)	2	2	2	8
1.03	Design (Roadway, Bridge, and Structures)	3	2	1	9
1.04	Design (Roadway, Bridge, and Structures)	1	1	1	2
1.05	Design (Roadway, Bridge, and Structures)	1	3	3	6
1.06	Design (Roadway, Bridge, and Structures)	3	1	1	6
1.07	Design (Roadway, Bridge, and Structures)	3	1	1	6
2.01	Drainage	1	2	3	5
2.02	Drainage	3	2	2	12
3.01	ROW and Utilities	3	3	3	13
3.02	ROW and Utilities	3	2	3	15
3.03	ROW and Utilities	3	2	3	15
3.04	ROW and Utilities	2	1	2	6
3.05	ROW and Utilities	2	1	3	8
3.06	ROW and Utilities	2	1	3	8
3.07	ROW and Utilities	2	1	2	6
3.08	ROW and Utilities	3	2	2	12
4.01	Environmental	1	3	3	6
4.02	Environmental	3	2	2	12
4.03	Environmental	3	1	3	12
5.01	Geotechnical	3	2	1	9
5.02	Geotechnical	3	2	1	9
5.03	Geotechnical	3	2	2	12
6.01	Construction	3	3	2	15
6.02	Construction	2	2	2	8
6.03	Construction	1	1	2	3
6.04	Construction	3	1	1	6
6.05	Construction	3	1	1	6

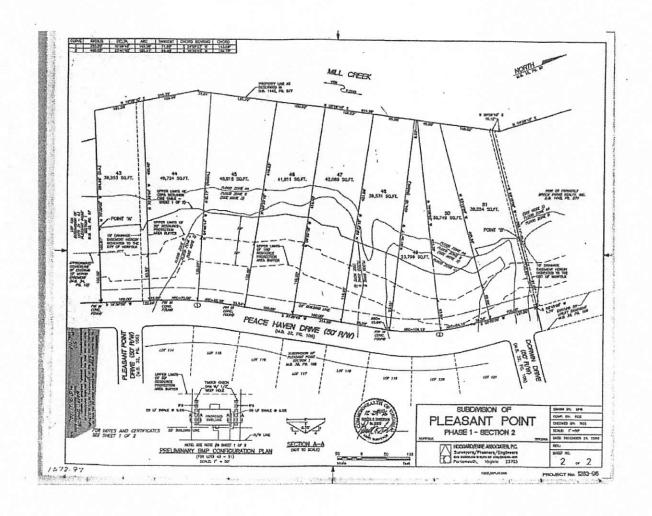
Page 33

The meeting admits in writing that the additional taking of property would require relocations

and run costs up, delay schedules and require an environmental assessment to be done which they admit would create a substantial cost and schedule impact. Federal question continued.... How much just compensation is due as restitution for mesne profits, to the estate of 120 Kidd Blvd. Norfolk, VA 23502 for the following violation to the Constitution? Whereas the Davis estates Private property was taken by The City of Norfolk, Brock Farms Realty, & used for VDOT financial application for regional cooperation to greater The Commonwealth of Virginia's and each of the defendant's benefit financially by their action. Whereas the estate of 120 Kidd Blvd. was unlawfully deprived of their reasonably backed financial expectations. The following factual allegations will prove the bad faith nature of the government actions and how such illegal actions deprived the private estate the Davis's of decades of constitutionally protected financial expectations to the estate including the equity. The Property, and shareholders of the estate had private property taken for public use without due process or just compensation. On or around January 7th 1997, then noted as transferring as January 31, 1997. The City of Norfolk, Brock Farms Realty conspired to take land in their design of maps & assessment values in the treasurer's office when drawings and actions against the land affected true value to the Davis's by the City Treasurer's office. Signatures taking place by Brock member Doris Brock. Ruth E. Davis, owner of the estate that was living in a coma, the City and Brock Farms, while Ruth Davis was in a coma took over half of her land to only 160 feet taking all of the estates' riparian rights as well, erroneously listing it to Brock Farms Realty unbeknownst to any of us at the estate of 120 Kidd Blvd Norfolk VA 23502.

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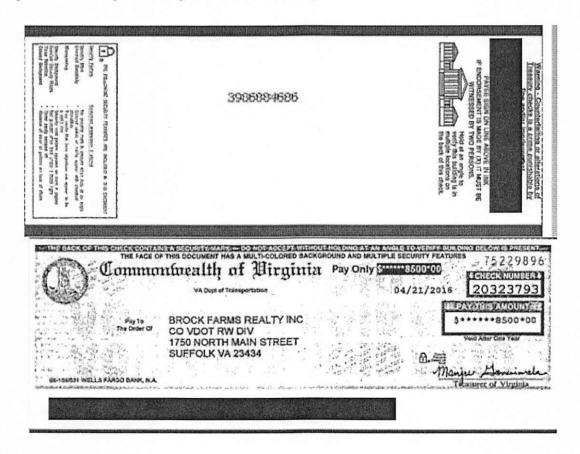
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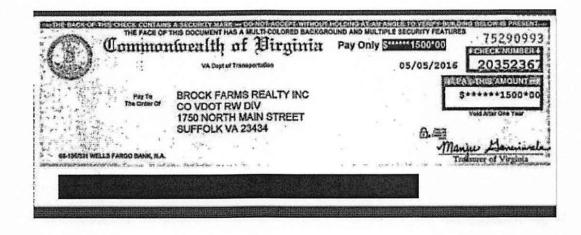
intent by the city to turn paperwork into the VDOT prior to the application they filed. The government entities with HRTAC Hampton Roads Transportation Accountability Commission planning commission even in comparing the former project to the current contrived documents to make it appear to only deal with one owner. This not being a private resident or previous grantor invalidly met requirements based on false pretenses to bypass environmental impact studies. By bad nature of the government action The City of Norfolk, City of Virginia Beach, Vdot as well as private sector Brock Farms Realty and Commonwealth of Virginia phonied up the maps to show to USDOT and, National Environmental Protection Agency (NEPA) the oversight committee to the Categorical Exclusionary Document states the NEPA as an oversight committee to claim land they don't own. The false pretense to their application to make it appear like Brock Farms Realty owned the land and water rights in 1997. Because in 1977, The Davis family

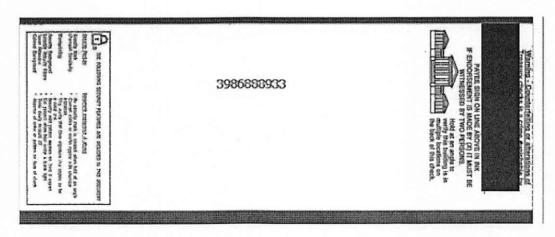
improved land approved by The Army Corps of Engineers which showed in 1977 that the Davis's owned the land to bring in 22 dump trucks of topsoil to improve land raising property. Improved land in Virginia in 1977. So when in 1977 The US Army Corps of Engineers approved to cut it down like grass and fill more land with dump trucks it would mean the Brock Farms Realty could not have squatted or claim the land as the Army Corps of Engineers approved Davis's authorizations to make 120 Kidd Blvd. Norfolk VA improved land 1n 97'. This unbeknownst to the family upon Ruth's Davis's passing that year in August of 1997. The Victim of felony theft of property dies on the property victim of felony theft of property. Ruth E. Davis is by definition a felony murder victim. Virginia § 18.2-33. Victim of a felony crime dies of felony crime scene is victim of felony murder. The now unbeknownst to the family land gets immediately transferred by false pretenses upon death to Paul R Davis Jr. & his two sisters. The City of Norfolk, Brock Farms Realty and The Commonwealth of Virginia Dept of Transportation conspired to illegally take the Davis property signature date Doris B Brock of September 1996 and filed it with the City of Norfolk January 31, 1997. The Commonwealth of Virginia filed, got approved for the financial application in 2007 for the CE required to deal with previous owners / grantors to the project as required by the Programmatic Agreement. The government action deprives the Davis's of the reasonably backed financial expectations. The application is false as it lists Davis' estate of 120 Kidd Blvd being taken by Brock Farms Realty 330 Peace Haven Drive as a City of Norfolk Public Utilities Easement. See entry of the blank micro phish parcel created 330 Peace Haven.

Taking the land on Maps, the treasurer's office made it appear to the USDOT and FHWA that the Davis private property was under another name being Brock Farms Realty. Whereas the CE would not be satisfied to cause any damages to the original grantors that are private residences.

The mailing address for Brock Farms Realty listed in the State Corporation Commission we discovered a City of Norfolk Pump station located at 453 Pleasant point Dr. Norfolk VA 23502. The use of all the Brock Farms Realty land included the city and state to apply for fiscal as well as environmental approval and 1997 just before 1996 having the creek name changed to further mislead the integrity of the documents being filed and comparing maps to match in showing impacts against individual land owners. Land taken illegally by bad faith acting government action is now being used for Virginia Dept of Transportation financial application and National Environmental Protection Act NEPA using the taken land in 2007 for a late fall 2016/ spring 2017 project start date. The checks written in description to pay for the land of parcel 31 as well as parcel 34 solely owned by Brock Farms Realty.







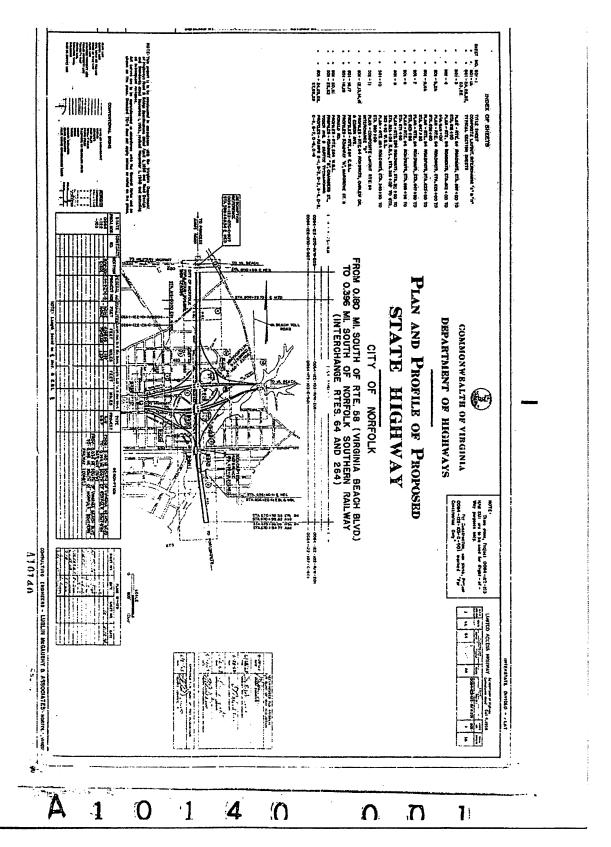
The action moving forward in 2015 Brock Farms Realty received erroneous checks from Virginia Department of Transportation Checks Although the Davis's never gave up their right to the land. George Homewood, of the Norfolk Planning Dept states in the Virginian Pilot. These fiscal plans require a decade advance in attaining the amount required to do such a project. So the land gets taken 10 years in advance of later discovery of the property. The application type is called Categorical Exclusion Document or CE / CED. The CE by definition is a project type that will only be granted by means of no effect to the public or private. The CE, and each of the laws of which must be followed too must follow the old project maps and design. In this case the former project, taking place in 1966 when Davis granted a piece to the Virginia Dept of

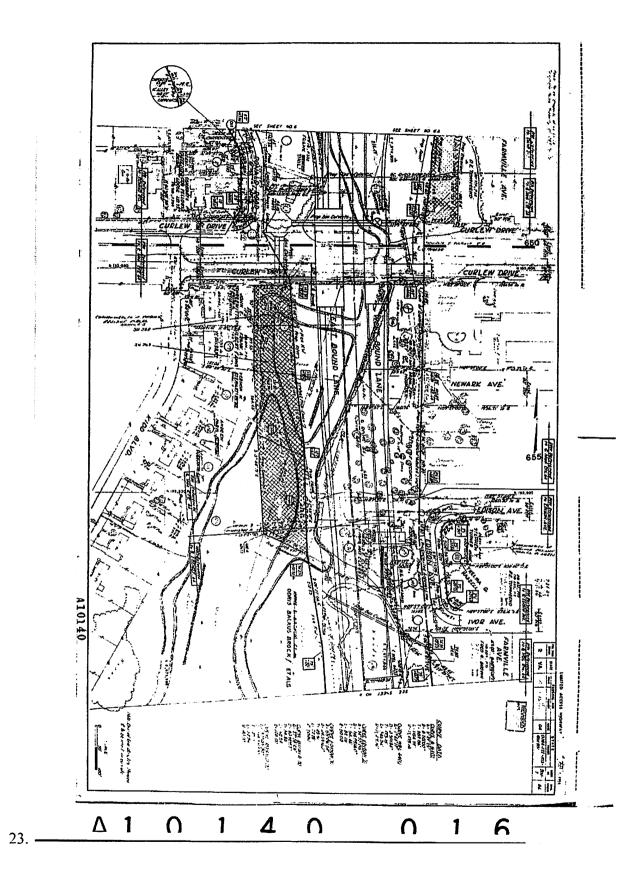
highways. The agreement since they moved the mean low tide was to the fence we owned unto the fence being the mean low tide had been moved The National Environmental Protection Agency NEPA is, according to the Federal Highway Association FHWA responsible for oversight to such CE projects happening. In today's project Unfortunately this was discovered The Davis residence has endured multiple property takings by the bad nature of the government action. All past present and ongoing takings we are bringing the Federal Question to this Constitutional court in order to pray for relief to be compensated as well as surrounding through due process of a Federal Court Ruling of Criminal White Collar Fraud violating rights to those titleholders Paul R. Davis Jr. and Patricia Davis were Unbeknownst to the original grantors Paul R Davis Sr, Ruth E Davis et al

- 19. The Virginia Dept of Taxation later sent a tax bill for \$22.00 for .016 the property, making it illegal taxation without representation.
- 20. The family returns Paul R. Davis Ruth E. Davis wasn't going to pay \$ 20.00 originally given to them to take the money back, making it 100% taxation without representation.
- 21. The family unbeknownst to them were being defrauded as Dept. of Highways, deceives in the agreement they made for .016 of an acre. Later the family with a title search and looking at land records once finding they had been defrauded began to look deeper and found this out about the initial 1966 land taking upon researching to find out why today the Estate of 120 Kidd Blvd Norfolk VA 23502 is not being given the fully reasonably

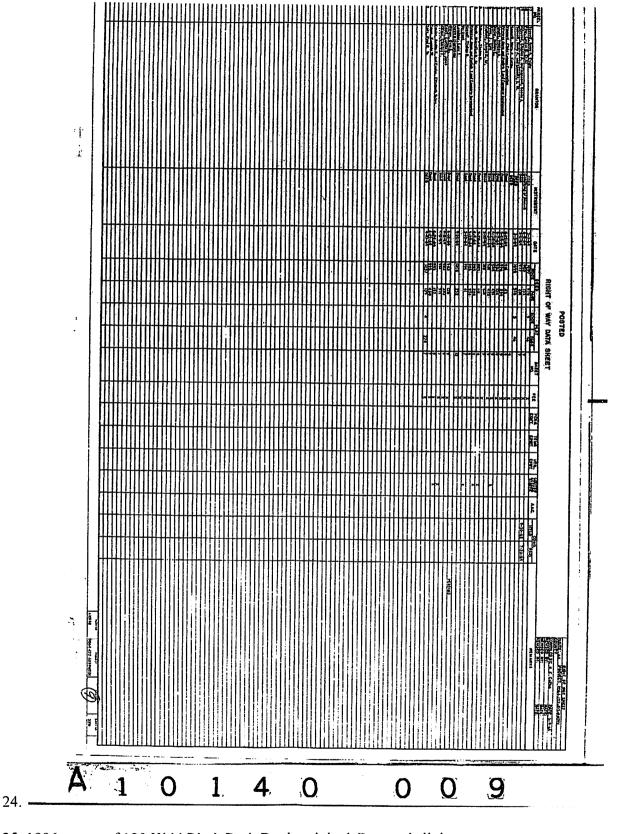
- UNITED STATES DISTRICT COURT : EASTERN DISTRICT OF VIRGINIA backed financial expectations of the estate value. Not once , but twice and it is still ongoing today.
- 22. The original Virginia Department of Highways is an excerpt showing the dimension of the original granting of parcel for right of way. Hereby in this pleading there are two families original grantors wife to Paul Davis, Marrena Glanville descendant of an original grantor Charles L Glanville and Bessie Glanville. & Of course Paul Davis Sr. family contest the proceedings of which these projects should never destroy the economic value and are aware of the prior agreements to an entire estate for VDOT to original residential

grantors.





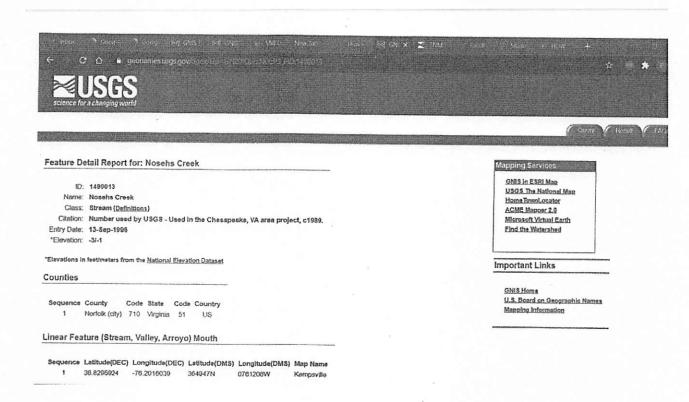
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25. 1996 owner of 120 Kidd Blvd. Ruth Davis original Grantor is living.

Case 2:24-cv-00399-AWA-RJK Document 1 Filed 06/21/24 Page 83 of 155 PageID# 83 UNITED STATES DISTRICT COURT : EASTERN DISTRICT OF VIRGINIA

- 26. Regional Cooperation article by City of Norfolk City Manager James B. Oliver spelling out City state regional cooperation to advance fiscally.
- 27. We discovered on the internet and through searching the Sept 13 1996 entry with the United States Geological Survey a name of creek change. Our deeds maps, neighborhood plats, and even existing Virginia Dept of Highways project plans read the creek being Mill Creek.
- 28. The Sept 1996 entry changed unbeknownst to us to Noseh Creek. With no notices to the deed holders about changing the name of the creek, all while and during the map change to take our property simultaneously.

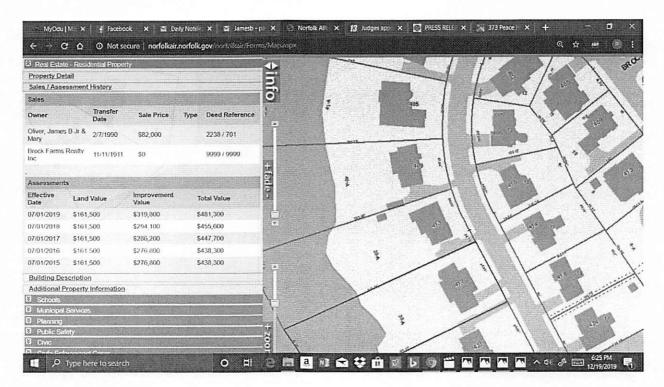


29. Sept 1996 City and state are reviewing the applications for federal funding for Categorical Exclusionary (C.E) to take place the next following decade in 2007 when it's actually being filed. This is when the Private works with the Public to take real property

- from the estate including water rights and over ¾ an acre of taking on 120 Kidd Blvd Norfolk VA 23502.
- 30. The City Manager James B. Oliver at the time wrote an article called Regional cooperation for urban partnerships, This article quoted claims that private and public partnerships are used in gains such as Transportation using groundbreaking methods of ascertaining funds and accessing huge transportation opportunities such as the planning of their so-called plan 2007
- 31. On 7/9/07 Virginia Department of Transportation led by Governor Tim Kaine and Senator of Finance Jody Wagner filed as well as the Secretary of Finance filed false documents to US DOT
- 32. This plan 2007 included fiscal uses of the maps of an entire neighborhood where the water rights were being devalued as the surrounding map usage was being used in applications for funding as a low income neighborhood to receive approval for the Norfolk Light Rail The Tide.
- 33. The City of Norfolk first devalued maps for residential properties to devalue lots to apply and use devalued maps for the Light Rail and The VDOT I64/I264 project. The bad faith acting government entity gains fiscally while the plaintiff's reasonable backed financial expectations are being deprived. 5th and 14th constitutional rights.
- 34. City manager James B. Oliver creates a property called 330 Peace Haven Dr. Norfolk VA Jan 31 1997, the intention for use of this public/ private use land is to be put in as applications as easement this action by the government conspired to take the land and

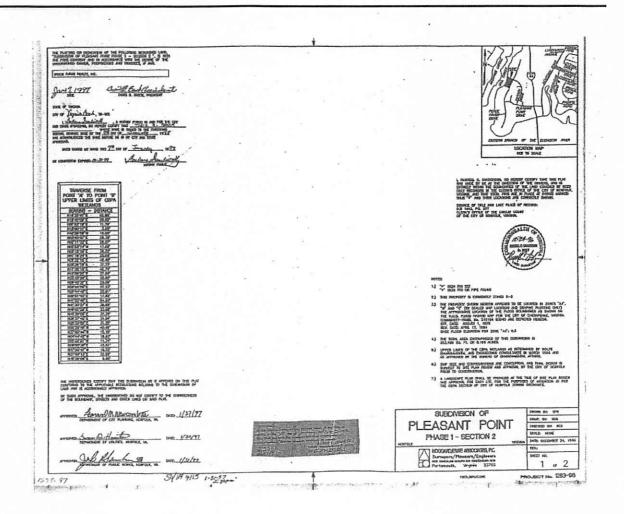
riparian rights unbeknownst to the estate of 120 Kidd Blvd. without due process or just compensation.

35. James B. Oliver also as manager is in charge of drawing maps and defines his property being the first one noted to be deeded when the fraud piece is created cooperating with the Brock Farms Realty personally along while creating the illegally used 330 Peace Haven Drive. Norfolk VA.

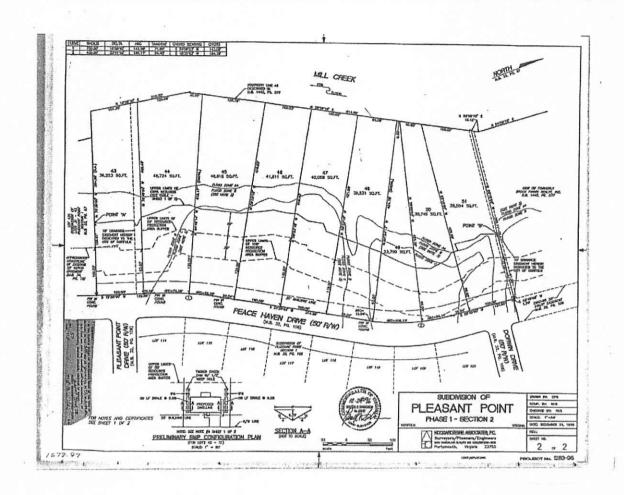


36. The Brock Farms Realty LLC Signs off the blank microfiche to take the adjacent neighborhoods including the Davis family land and water rights. Sometime between December 24 1996 it was falsified by Hoggard / Eure Associates Surveyors, it was signed by President of Brock Farms Realty Doris B. Brock then, the City filed erroneous title documents Jan 31 1997 the false title documents were filed. The illegal filings deprived the estate value while the Commonwealth plots to use the land in their NEPA CE

applications depriving US DOT with the land owners, metes and bounds and entirely devised unconstitutional bad faith action and land use regulations set by the government.



37.



- 38.
- 39. James B. Oliver City of Norfolk city manager gets first personal lot for his private residence after working with the realty 417 Peace Haven Dr. Norfolk VA 23502
- 40. Sept. 1996 Regional Cooperation published article by City Manager James B. Oliver expressed the public private cooperation to ascertain federal funding and increase the commonwealth's financial capability.
- 41. 1997 The city creates the 330 Peace Haven Dr. which will be used 10 years later in 2007 for Federal financial application. The land remained vacant and devalued the Brock Farms Realty cooperating to conspire to defraud those whom they were submitting land use maps to and in result adversely affecting private property owners at Kidd Blvd by taking property public private cooperation defrauding the deed holders and of their value.

- 42. August 1997 Ruth E Davis of 120 Kidd Blvd passes away victim of felony crime, unbeknownst to her she just had private property taken for public use without due process and just compensation while she was living in a coma to her estate 120 Kidd Blvd Norfolk VA 23502.
- 43. The heirs at law for the property 120 Kidd Blvd Norfolk VA 23502 are Paul R Davis Jr. (son) Betty Browder, (daughter) and Eva Dozier (daughter). The title appears to transfer as an entire parcel the grieving family does the necessary probate and land actions.

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Modge

THIS DEED OF CUPY, made this 5th day of September, 1904, by and between Buth S. DAVIS, widow, columns, and Suth S. DAVIS (Life Betwie), and Soul R. DAVIS, JR., Rath H. BROWNER, and Swa D. DOSING, (Emminder), GRAPPESS, whose address is 3472 Sepale Street, Rorfolk, Virginia 23513.

HIMMSHMES That for and in consideration of the nutual love and arrestion the party of the first part bolds for the parties of the second part, the said party of the first part does hereby great and one-opy with General Warrenty and English Covenants of Rible, unto the said parties of the second part, subject to an Estata for Life reserved to suth 8, Davis, the Grantor, in and to the following described property, to-wit:

All that certain lot, piece or percel of land, with the buildings and improvement therem, cituate, lying and being in the tity of forbile, virginia, and known, numbered and designated as Let Times [3], in Block & of Section 1, as shown in that certain plat entitled "Sundivision of Part of Resimile Frant, River Forrest Shores, Princess Anna County, Virginia" made by Fillip D. Freemin, C.K., dated June, 1953, which cald plat is only mounded in the Gurk's Ortion of the Circuit Court of the Circuit of the city of Virginia Bosch, virginia, in his Bock 12, at page 6, reference to which is hereby nade for a more particular destription thereon, and the riparian and other rights in and to the property extending beyond for 3 unto the center of fill Greek, as described in the deed of handmain? Readment of fill Greek, as described in the deed of handmain? Incorporated, dated Eay 20, 1949, and daly recorded in the aforescald Clark's Office in Book Book 263, at page 459.

IT BRIES the same property conveyed to Paul B. Davis and Buth S. Davis, husband and wife, by dood of Milliam R. Pellsy, et ux., deted June 24, 1987, and duly recorded in the associated (derk's Office in Deed Bonk 501, at page 198. The mid Faul R. Davis, Sr. departed this life on June 13, 1936, and the property descended by operation of law to Buth E. Davis.

HARDER & COMMO HARDER AT LAW HARDER & STORY HARDER

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44.

BX 2 8 3 3 PG 0 3 4 5

This convergence is made expressly subject to the conditions, restrictions, conveyances and easements of record, if any, constituting constructive notice.

Furrought to Scotian 58.1-211 of the Code of Virginia of 1950, as manded, this instrument in a beed of dirt and this is to consider that no consideration has passed between the portion and as such this instrument is not embject to taxation.

WITHERS WHE POLICETED algorithms and soals

Both 8. Davis (SEAL)

STATE OF VIRGINIA

CITY OF VIRGINIA BEACH, to-wite

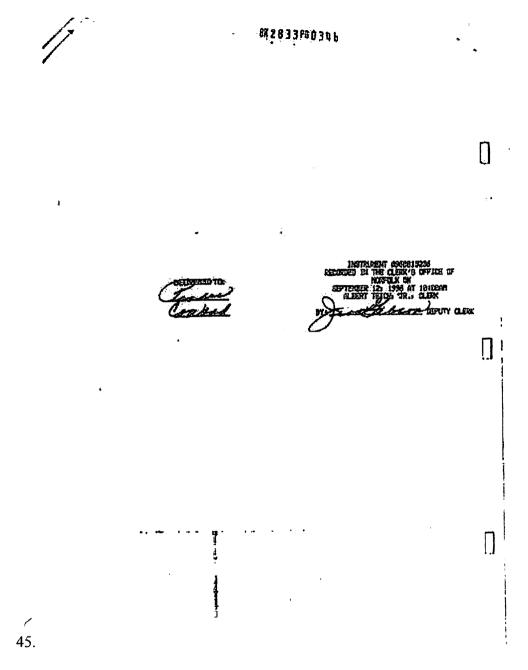
I, the undersigned authority, a Notary Public in and for the fity and State aforosoid, do hereby cortify Buth E. Davis, widow, whose name is signed to the foregoing Deed of Gift bearing date on the 5th day of september, 1996, have acknowledged the same before up in my City and State.

GIVEN under my hand child the day of September, 1996

Arman Day

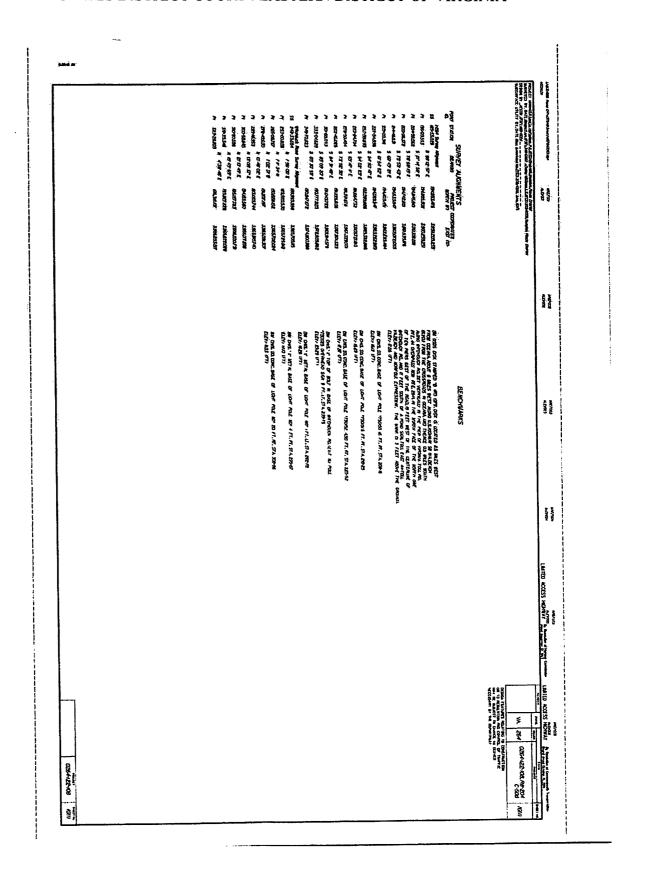
My Comission Emiros/4-30 99

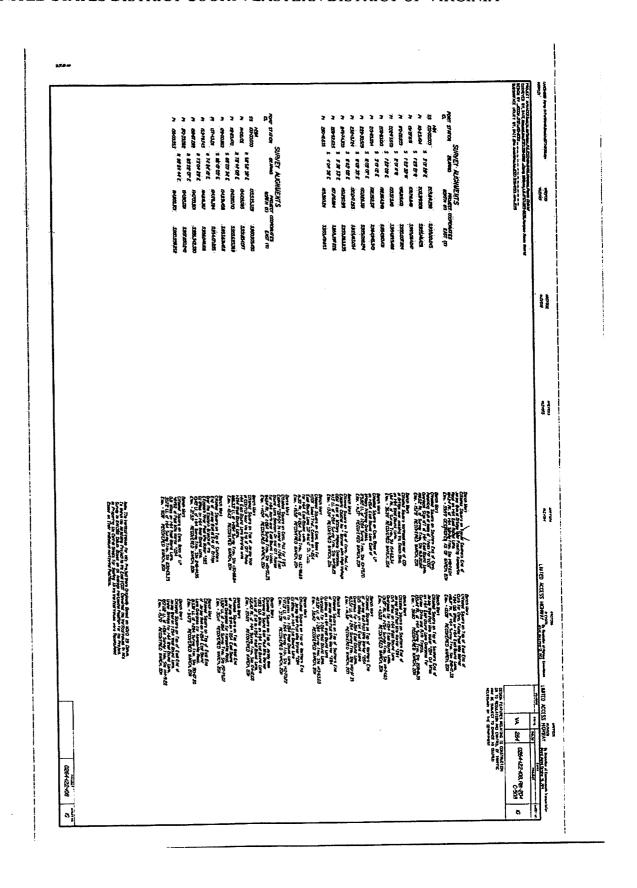
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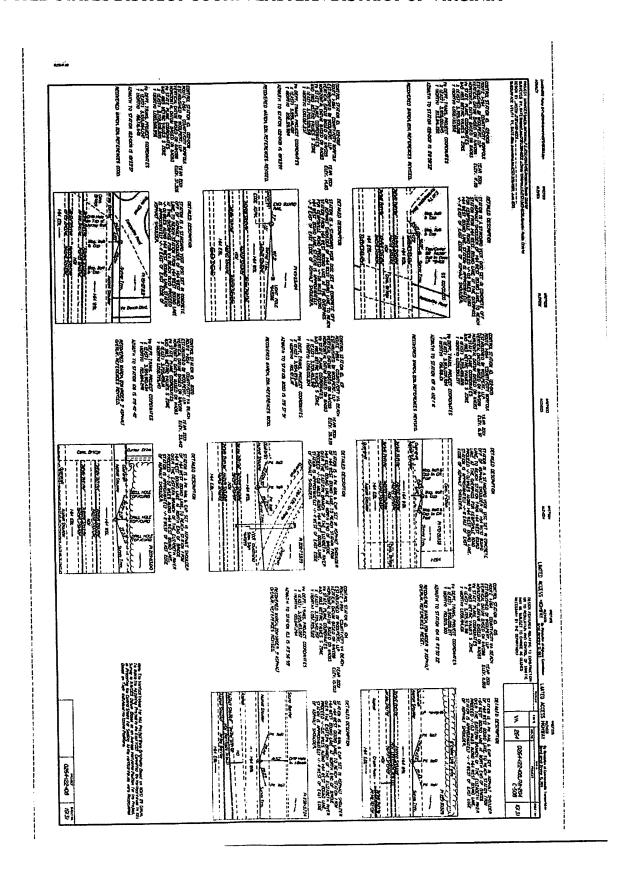


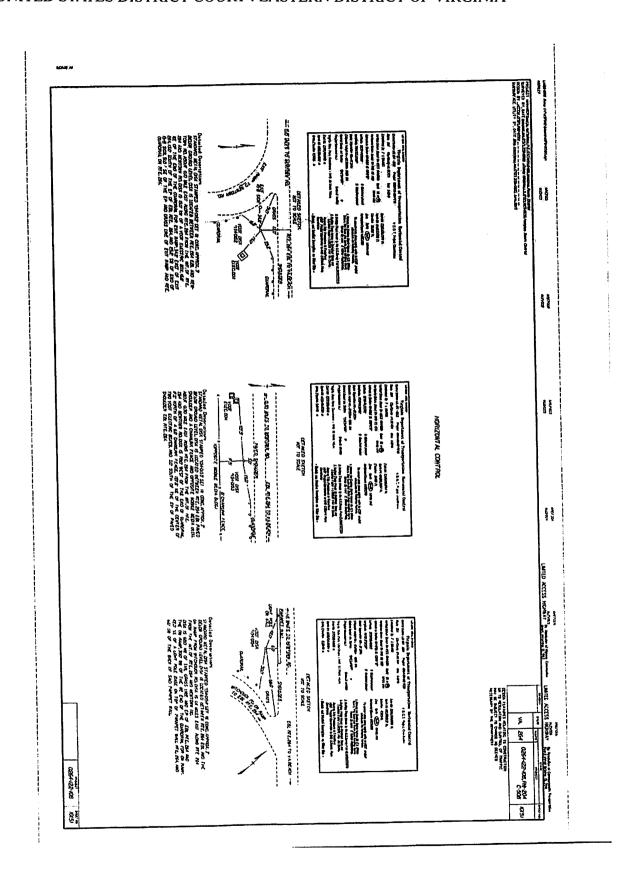
46. 1999 Paul R Davis and Patricia A Davis buyout to gain full ownership to the estate at 120 Kidd Blvd Norfolk VA. Unbeknownst to them that the commonwealth of Virginia was planning to use the land by having the City of Norfolk put it in the Brock Farms Realty name. Defrauding the Davis's of 120 Kidd Blvd. Norfolk VA 23502 and committing title fraud furthermore upon the transfer of property names.

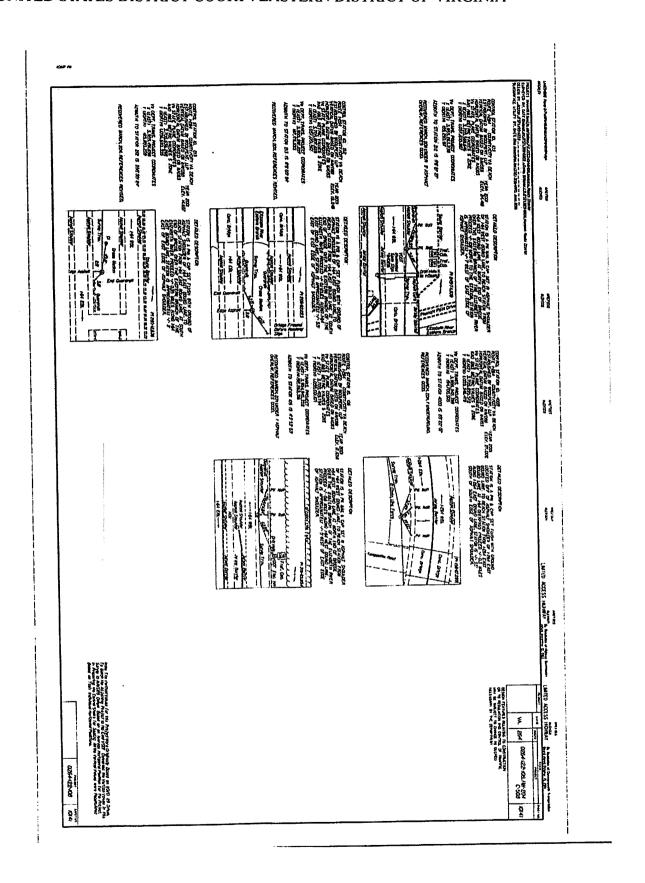
- 47. The Commonwealth of Virginia begins planning the 4 phase interstate project I-64/264 10 years prior to its application process. According to George Haywood of Norfolk Planning Commission.
- 48. The Financial Application for the ongoing project has got to check all of the requirements to follow to the original project, like using and referring to all existing land agreements with grantees. The I64/I264 phase 4 project was filed and approved in 2007 According to the Initial financial plan for the Virginia Dept of Transportation. The Categorical Exclusion (CE) NEPA document was approved by the Federal Highway Administration(FWHA) July 9, 2007. The 120 Kidd Blvd Norfolk Davis family are the original grantees that should have been mitigated upon pointing out the discrepancies with the VDOT project. VDOT when applying for the easement parcel referred to as Lot 34.

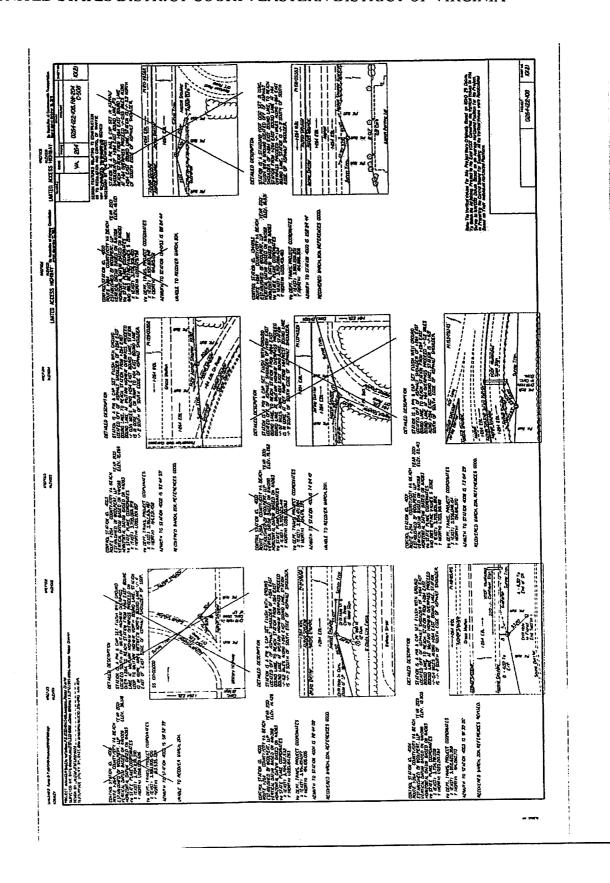


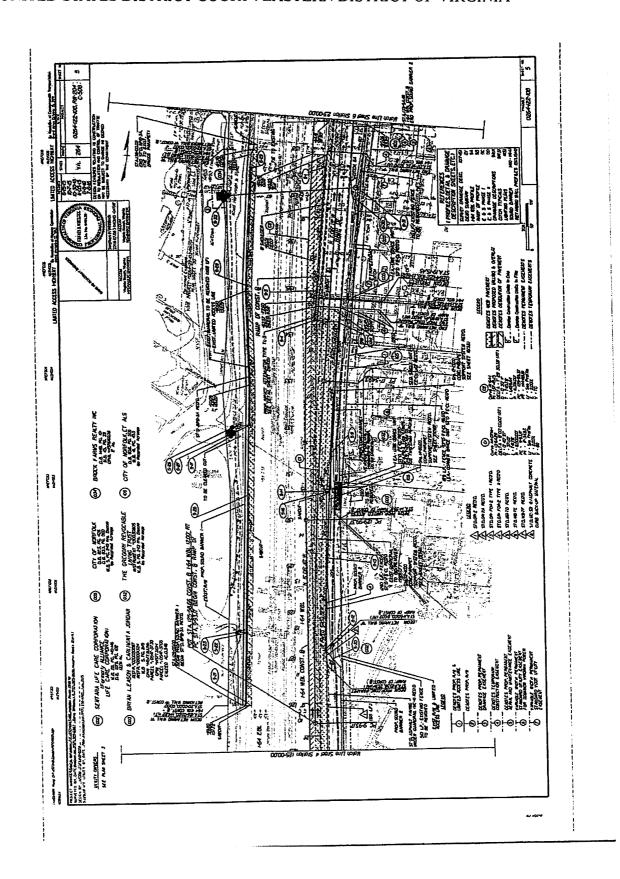


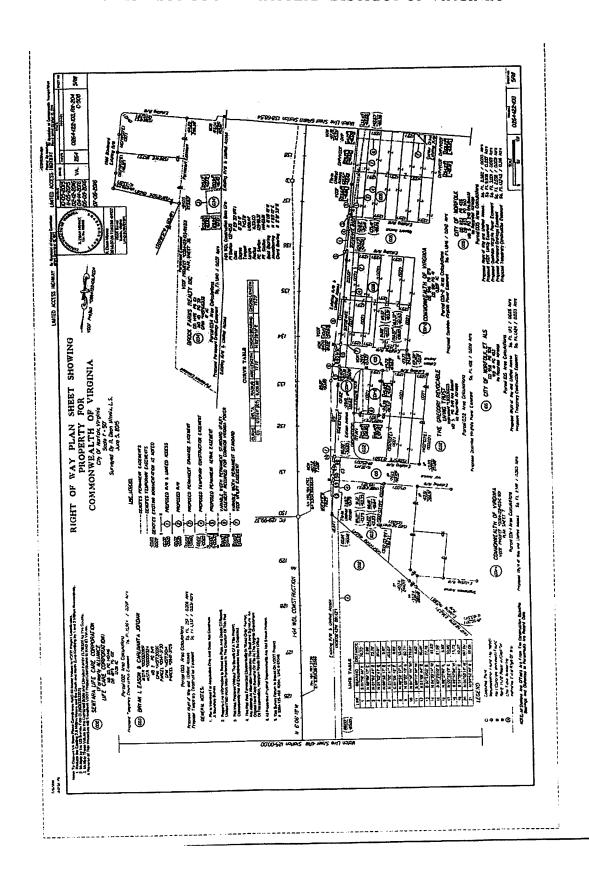


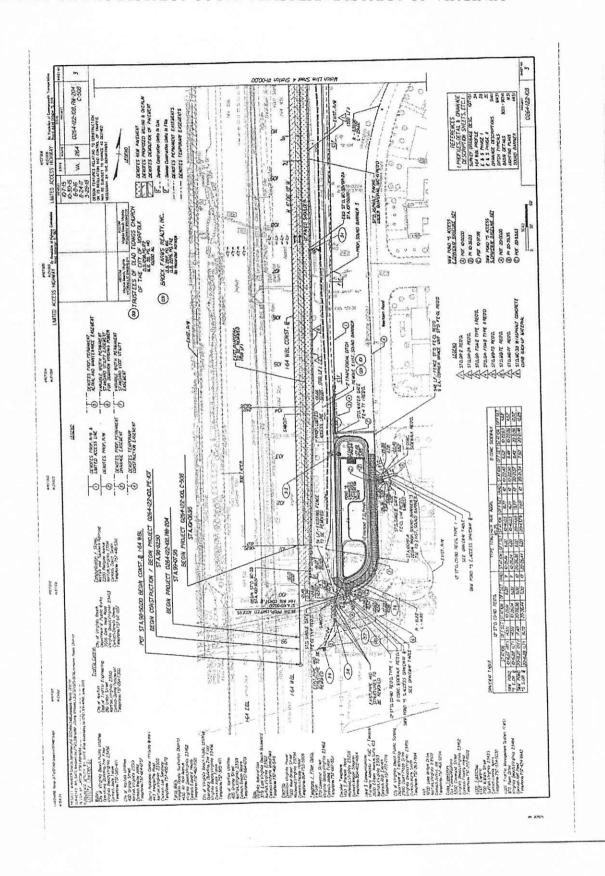












- 49. The original project has residential land owners such as the Davis property 120 Kidd Blvd. Norfolk VA 23502 whom when they reopened the project would have to come back to the Davis estate, however with land map fraud it appeared they would have Brock Farms Realty as the only land owner of all land and water rights.
- 50. Knowing the jeopardizing factors to disqualify their entry and deny their intent to apply for a NEPA CE that displacing residents would mean they couldn't proceed in their project according to the attached CE laws and regulations.
- 51. VDOT contrived the maps and paperwork to let it appear that a parcel being used for their application as a Right of Way ROW Sheet, near or around 17 property owners that they dealt with 2 of which are government entities, banks, schools, held trusts, and all public use landowners misleading NEPA CE to not be dealing with private residences through the parcel 34 did have previous grantors living being, Paul R. Davis at 120 Kidd Blvd. Norfolk VA 23502.
- 52. The applicants VDOT, Commonwealth of Virginia & project located in The City of Norfolk for both NEPA and Federal US DOT these applicants knew upon submitting applications like in 2007, that affecting the residences including the real owners of the original grantors to any piece of the I-64 project would jeopardize funding and application approvals with the National Environmental Protection Act to receive funds to bypass an Environmental Impact Study/ Statement. Now because the maps were used in the Original Grantors to the interstate the government agencies knowingly to original property layouts the entities planned in a planning commission violated our 5th and 14th Constitutional Rights.

53. Jan 11 2019

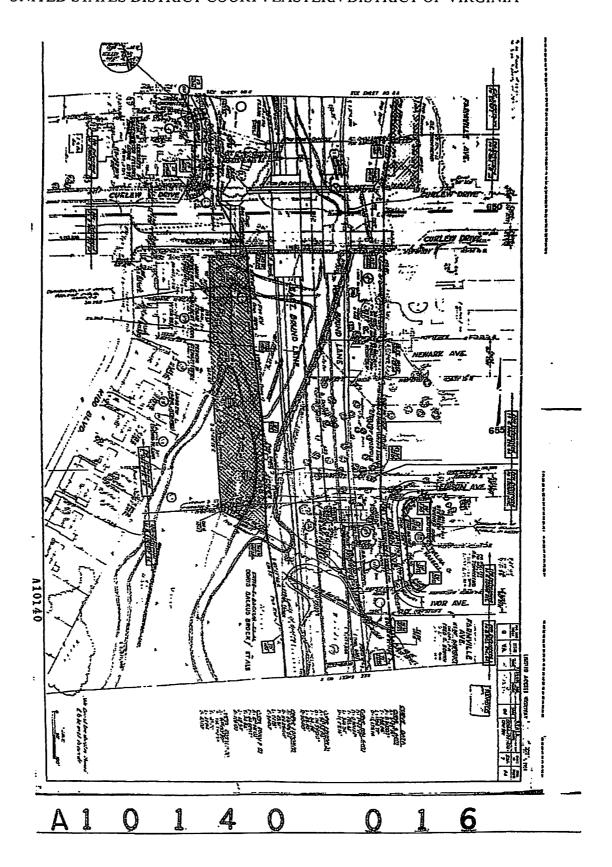
- 54. YOUTUBE Norfolk Formal City Council RICK SPEAKS TIME:47:27

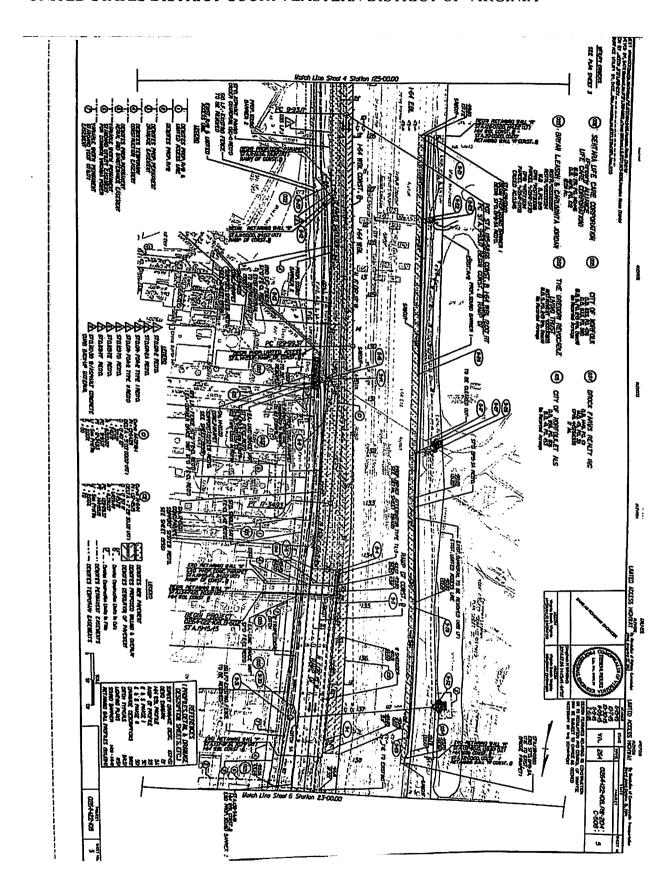
 https://www.youtube.com/watch?v=7VpEMNwyUb0 the entire neighborhood is in attendance all in opposition to the zoning change to transit oriented development, they qualify for this by the devaluation of the existing water properties in River Forrest Shores in neighborhood
- 55. Labor day of 2020 Joe Sherman Attorney at Law, Chip Turner investigator for The

 Virginia State Police turned over the evidence of the suit to Brian Stephans Assistant

 Attorney General for The Commonwealth of Virginia, and was formally served as a

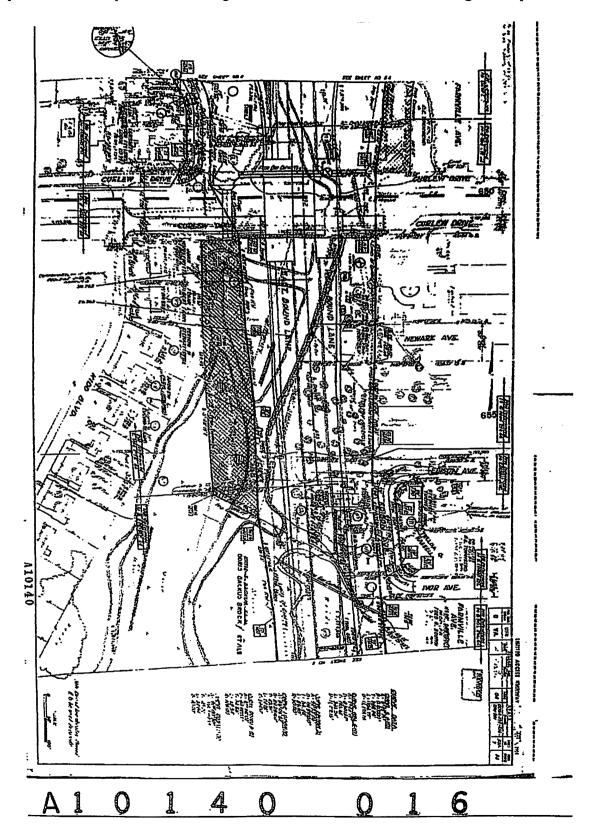
 liaison to make the government aware that they were being sued against in Federal court
 so the government entities had been made aware as required by law.
- 56. Paul Davis informed The General Assembly Bill Desteph Summer of 2019 and the General Assembly has done nothing.
- 57. The General Assembly formed the HRTAC and was made aware of the fraudulent land use to ascertain funds.
- 58. Defrauded maps, valuations in Treasury Departments, title searches, real owners, including mean low tide to the property's riparian rights as installed new water flow as drainage from the interstate added on ramp.
- 59. The Type of project application Categorical Exclusionary Document could not significantly affect residential homes. The projects stipulations required that the previously used maps would be used again in the project.





- Todays Project the easement that was originally granted has been moved and is not accurately referenced.
- 61. Original project shows original granted easement of breached contract, this shows too
 Mill Creek and that my family 120 Kidd Blvd owned beyond Mill Creek bounds today
 and the easement is on the other side of interstate. The manipulation to the easement as
 well as the taking of more land caused the constitutional taking to be used for the
 governments financial benefit while my properties reasonably backed financial

expectations are deprived while the government collected taxes for see original map



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UNITED STATES DISTRICT COURT: EASTERN DISTRICT OF VIRGINIA

62. With FOIA we received the project Initial Financial Plan that shows the Categorical Exclusionary Document under NEPA for funding and to avoid an Environmental impact study. Taking near about an acre well over ¾ of an acre including water rights at 120 Kidd Blvd Norfolk VA 23502 in green box taking property illegally depriving the estates reasonably backed financial expectations. The map key for the ROW Right of Way project means it is delegated as permanent drainage easement attached.

Rte 264 – Interchange Improvements – 64 WB Ramp to 264 EB – Initial Financial Plan
December 31, 2015



PROJECT IMPROVEMENTS

A Categorical Exclusion (CE) NEPA document was approved by Federal Highway Administration (FHWA) on July 9, 2007. The CE was combined to encompass the adjacent projects. An interchange Modification Report was approved by FHWA on November 14, 2011. A combined Location and Design Public Hearing was held on July 14, 2011.

The project website has been established and is available at the following link: http://www.virginiadot.org/projects/hamptonroads/i-64-i-264 ramp and i-264 to witchduck road project.asp

2. SCHEDULE

The I-64/I-264 project is a Design-Bid-Build project. Pre-Advertisement Conference (PAC) meeting was held on November 19, 2015. Identified right of way total take parcels were submitted early and an advanced Notice to Proceed (NTP) for the total take parcels was issued on April 30, 2015. Partial take right of way NTP for the remaining impacted properties was issued on September 3, 2015. Right of way acquisition is currently underway. The project is projected to require a Type III Right of Way

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Pictures of the original fence showing the property line beyond the creek at original 1957 mean low tide, the water moved over time, but the property line was moved changed to the fence.

The fence today has been moved and is illegal the today fence is a spite fence installed by VDOT

The project is unfinished as the creek could be fallen into and is not safe from a pedestrian standpoint, the corridor study would have implied installing instead of an over aggressive spite fence to move the Davis property line, but the VDOT has failed to install a safety fence off if Curlew adjacent to Mill Creek to protect the Newly changed zoning to the neighborhood further affecting values, the Transit Oriented development has no sidewalks on Curlew Drive, Also has an exposed creek beside a sidewalk that could be fallen into The project is still being completed as water adjustments pipe installs and light and signs are being still added to the project and mitigation from water damage from sinkholes that occurred see

Rte 264 – Interchange Improvements – 64 WB Ramp to 264 EB – Initial Financial Plan
December 31, 2015

PROJECT IMPROVEMENTS



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4

63. Upon FOIA for VDOT we discover VDOT issues checks to Brock Farms Realty for parcel 34 during the project. \$1,500 May of 2016. The parcel does not add up to the previous project and bounds proper ownership. VDOT pays Brock Farms granting them

permission to trespass against the estate of 120 Kidd Blvd Norfolk VA 23502 where Brock Farms Realty did not own.

64. Title Search



520 W. 21st St. #G2-229

Norfolk, VA 23517

Phone (757) 627-4700 ~ Fax (757) 627-0229 ~ Cell (757) 409-7614

Title Report

Dated:

'June 21, 2018

Our Case#

18-1344

Owners:

Paul R. Davis, Jr. & Patricia Ann Davis

Address:

120 Kidd Bouleyard, Norfolk, VA.

Prepared for:

Paul Richard Davis

Effective Date:

June 20, 2018, at 8:00 am

Per your request, we researched the indices of the Clerk's Office of the Circuit Court for the City of Norfolk, Virginia, insofar as the correct legal description, and report our title examination follows:

Legal Description:

All that certain lot, piece or parcel of land, with the buildings and improvements thereon, situate, lying and being in the City of Norfolk, Virginia, and known, numbered and designated as Lot Three (3), in Block A of Section 1, as shown on that certain plat entitled, "Subdivision of Part of McGinnis Tract, River Forrest Shores, Princess Anne County, Virginia", made by Phillip D. Preeman, C.E., dated June, 1952, which said plat is duly recorded in the Clerk's Office of the Circuit Court of the City of Virginia Beach, Virginia, in Map Book 32, at page 6, reference to which is hereby made for a more particular description thereof; and the riparian and other rights in and to the property extending beyond Lot 3 into the center of Mill Creek, as described in the Deed of Benjamin T. Backus, et ux, to the McGinnis Industrial Center, Incorporated, dated May 20, 1949 and duly recorded in the aforesaid Clerk's Office in Deed Book 263, at page 459.

Page 2

RE: 120 Kidd Boulevard, Norfolk, VA

It being the same property conveyed unto Paul R. Davis, Jr. and Patricia Ann Davis, husband and wife, as tenants by the entirety with rights of survivorship, by Deed of Gift dated September 12, 1997 from Paul R. Davis, Jr. and Patricia Ann Davis, Ruth B. Browder and Charles L. Browder, Jr., Eva D. Dozier and Gordon H. Dozier, recorded September 16, 1977, as Instrument # 970017479.

It further being the same property conveyed unto Ruth E. Davis (with life estate), Paul R. Davis, Jr., Ruth E. Browder and Eva D. Dozier, by Deed of Gift dated September 5, 1966 from Ruth E. Davis, widow, recorded September 12, 1966 as Instrument # 9600152346.

It further being the same property conveyed unto Paul R. Davis and Ruth E. Davis, husband and wife, by Deed dated June 24, 1957 from William R. Pefley and Dorothy L. Pefley, recorded in Deed Book 501 page 396. The said Paul R. Davis, Sr. department this life June 23, 1986, and the property descended by operation of law to Ruth E. Davis.

It further being the same property conveyed unto William R. Pefley by Deed dated June 26, 1956 from Hugo E. Sellger and A. Edna Sellger, recorded July 6, 1956 in Deed Book 459 page 490.

It further being part of the property conveyed unto Hugo E. Sellger and A. Edna Sellger by Deed dated December 17, 1954 from McGinnis Industrial Center, Incorporated, recorded April 20, 1955 in Deed Book 400, page 57; Deed of Correction, dated October 1, 1956, to correct legal description as to land between lots and water, recorded October 5, 1956 in Deed Book 471 page 477.

NOTE: The Norfolk Assessor and Treasurer's records erroneously reflect ownership of the land between Lot 3 and center of Mill Creek as Brock Farms Realty, Inc. The Virginia Beach Commissioner of Revenue no longer has historical "cards" reflecting notes of ownership. The subdivision plat, MB 32-p. 6, makes no mention as to land between lots and water.

REAL ESTATE ASSESSMENT / TAX INFO:

Assessment: Land: \$60,000.00

Improvements \$96,100.00

Total \$156,100.00

Annual Real Estate Taxes: \$1,795.16 (\$ 448.79p/q)

65. 5.

Page 3

RB: 120 Kidd Boulevard, Norfolk, VA

Objections to title:

- 1. Any lien or right to a lien, for services, labor or material imposed by law and not shown by the public record.
- 2. Any supplemental or special assessments on new construction not presently disclosed by the public records which may become due and owing on the insured premises.
- 3. Rights or claims of parties in possession not shown by the public records.
- 4. Encroachments, overlaps boundary line disputes, or other matters which would be disclosed by an accurate survey or inspection of the premises.
- 5. Taxes or special assessments which are not shown as existing liens by the public records.
- 6. Any deed of trust or other lien created by or resulting from the actions of the insured.
- 7. Covenants, conditions and restrictions, if any, appearing in the public records.
- 8. Any lease, grant, exception or reservation of minerals or mineral rights appearing in the public records.
- Chain of title prior to December 17, 1954.

This report conveys no warranty or insurance of any kind whatsoever and does not obligate the issuer to issue title insurance.

- (mol/)

By:

UNITED STATES DISTRICT COURT: EASTERN DISTRICT OF VIRGINIA

66. When looking for prior agreement it appears maps now show that they stole more land

than they bought in 1966 which was unbeknownst to us the first taking of the .016 of an

acre. As before mentioned in the federal question based off of the .016 false pretense

where they took more land than they purchased.

The City Of Norfolk damaged the estate of 120 Kidd Blvd Norfolk VA 23502 by associating the

land use for regulation to be used in an application to USDOT using erroneous filings. The City

of Norfolk deprived the estate of 120 Kidd Blvd Norfolk VA 23502 for a taking in 1996 and also

in the ongoing 264/64 project. The City of City of Norfolk Attorney's office has written and I

quote" The Assistant City Attorney states that Mr. Davis owns the property behind his platted lot

my family was seeking legal counsel from Mr. Gary Byler at the time and the City responded to

him on our behalf the below stated letter email correspondence, all the way to the middle of the

creek.

----- Original message -----

From: "Pincus, Alex" <Alex.Pincus@norfolk.gov>

Date: 11/7/18 9:56 AM (GMT-05:00)

To: Gary Byler <gbyler@garybyler.com>, John Gaidies <john@joyneslaw.com>

Cc: "Dunlap, Wendy" < Wendy. Dunlap@norfolk.gov>, "Beaman, Chip"

<chip.beaman@norfolk.gov>

Subject: RE: Paul Davis and 120 Kidd Blvd. - Adjoining Property Issues and Questions

Mr. Byler (Gary),

Thanks for your quick response.

I have just completed a thorough review and I would like an opportunity to sit down with you to share it and explain it to you.

Basically said, Mr. Davis is correct in that he does own the property behind his platted lot (all the way to the middle of the creek).

However, he is incorrect in his statement that the City has made a claim to or taken any of his ...

Please let me know when you might have some time soon for me to review this matter with you.

If it is convenient, we can meet in my office here at City Hall.

I look forward to hearing from you.

Thanks,

Alex H. Pincus
Assistant City Attorney
810 Union Street, Suite 900
Norfolk, VA 23510
E-Mail Address: alex.pincus@norfolk.gov
Phone: 757-664-4529 Direct: 757-864-4213

Fax: 757-664-4201

It has also been submitted to this court of the recording of Paul R Davis speaking to the City Attorney's office at The City of Norfolk Formal City Council meeting 11/9/2018. In this meeting Mr. Bernard Phishko states that it appears that the assessor has made a mistake on this, he further

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claims a partition to land near mine. Mr Phishko attorney to the city is live on TV Norfolk

Formal City Council admitted to fraud in that he even claims liability when he states that the
assessors office has made a mistake on this to the complainant. Oct 9 2018 Norfolk City council
formal public meeting Youtube

addressed: https://www.youtube.com/watch?v=AsT2d-d1J70&t=405s RICK SPEAKS TIME : 6:29

Mr. Paul R. Davis. Following these admittance of guilt we received another letter of liability following the meeting with City Auditor Tammy Dantzler following her meeting where Paul Davis informed her that the estate would be filing a suit against the City, State for constitutional violations, state law corruption, title fraud, taxation without representation etc. This letter from the City Tax Assessor's office is attached below. Tammy Dantzler was made aware that they were going to sue the government as required when filing suit against the City of Norfolk.



810 Union Street, Room 402 Norfolk, Virginia 23510 (757) 664-4732

February 4, 2019

Paul R and Patricia A Davis 120 Kidd Boulevard Norfolk, VA 23502

RE: 120 Kldd Boulevard

Dear Mr. and Mrs. Davis,

A question was raised by your son regarding the rear boundaries of your lot located on the east side of Kidd Boulevard adjacent to Newtown Creek. Our research has confirmed that, by certain deeds of correction recorded around 1956, many of these lots have property lines that extend beyond those depicted on the original subdivision plat entitled "Subdivision of Part of McGinnis Tract, River Forest Shores". The property lines for the affected lots actually extend to the western shoreline of Newtown Creek. These deeds of correction were evidently overlooked by city employees at the time. As a result, even though certain property owners on the east side of Kidd Boulevard owned the property, they were not assessed for the land within the extended area.

Our office authorized a re-delineation of the parcel boundaries for the affected properties. Your property at 120 kidd Boulevard is affected; however, because the additional land area (approximately 17,593 square feet) adds little additional utility to the use of your property, any <u>land</u> value change due to the extension of the parcel boundaries should be less than \$5,000. I have enclosed "before and after" maps of the affected parcels which should illustrate the changes.

The effective date of the parcel boundary extension is 7/1/2019.

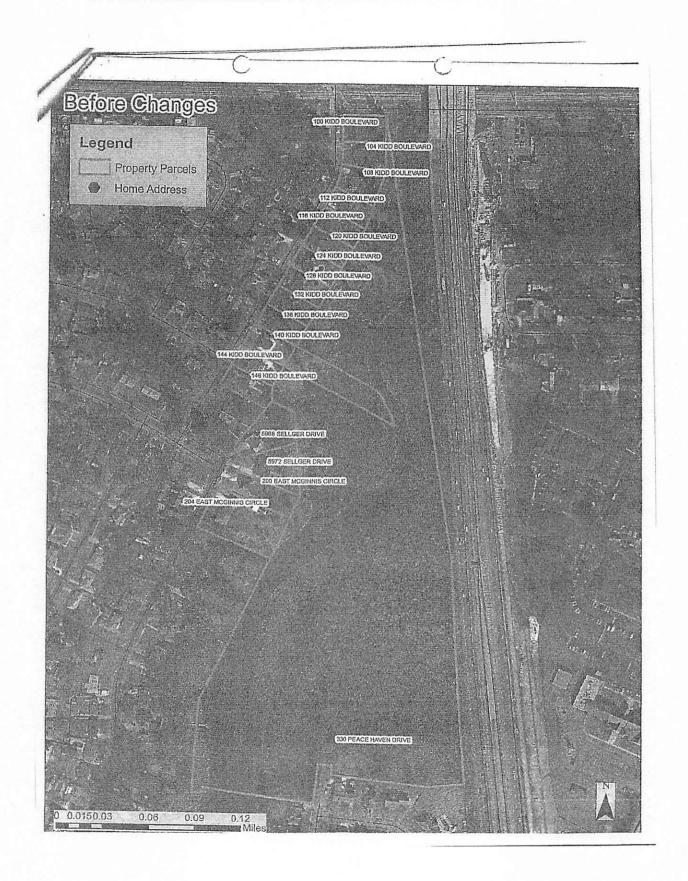
This office is completing its work for the 2019 reassessment of real estate. Assessment notices will be mailed in mid-March 2019. Your 2019 assessment for 120 Kidd Boulevard has not been finalized, which is the reason I cannot be more specific at this point about the value of land. The overall value (land and buildings) of your property might experience a change in value due to market conditions external to the Issue of parcel boundaries.

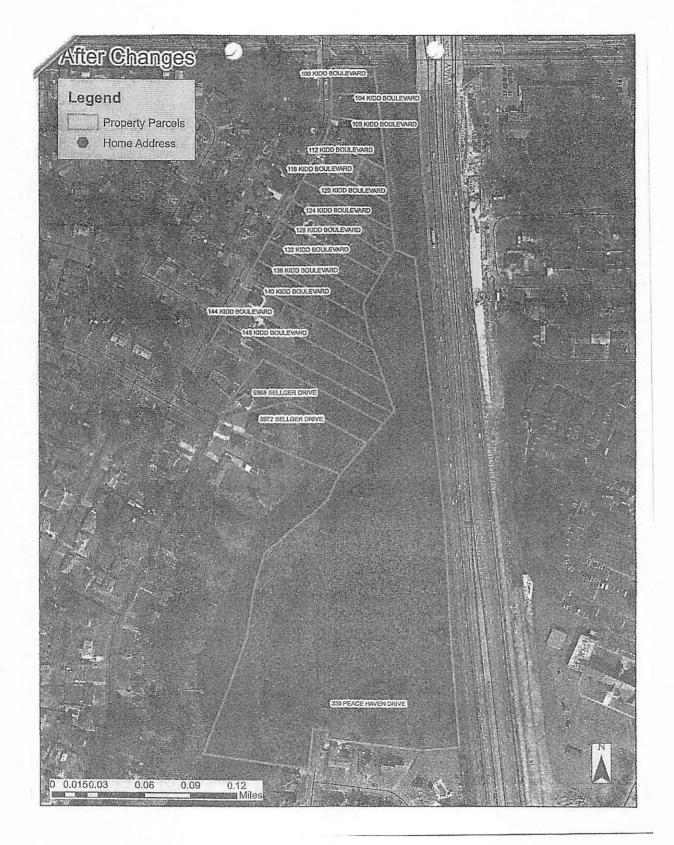
Please feel free to contact this office if you have questions or concerns in this matter.

Sincerely,

William A (Pete) Rodda, CAE, RES

Real Estate Assessor





Here we have clear evidence of proof that the land was taken, used in a federal application to receive environmental approval, and funding to even start the project.

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Here is the letter of Paul R Davis Jr. In contest to the redelineation.

Dear City of Norfolk Real Treasury & Accessors Office

5/7/19

To whom in concern,

This letter is a notice of appeal to The City of Norfolk Real Estate Assessors office. Your office authorized a re-delineation of the parcel boundaries in which are incorrect and in dispute by Paul R. Davis Jr. & Patricia A. Davis residing at 120 kidd Blvd. Norfolk VA 23502. The changes the City of Norfolk maps labeled "before changes" is a reflection of the erroneous maps that were used to violate mine and my wife Patricia A. Davis's constitutional rights as property owners, it did take financial expectations we had as owners of property. The erroneous City of Norfolk Maps proposed by mail / William A (Pete) Rodda are still incorrect in the "After Changes" page false maps not matching our family's property's true deed by not extending to the correct property lines. This is an appeal to the Office of The Real Estate Assessor of the De-lineation of my property lines which regard my rights as property owner. We dispute the valuation of the property maps currently recorded and currently projected to be recorded.

Paul R. Davis Jr.

Signed copy was mailed in.

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UNITED STATES DISTRICT COURT: EASTERN DISTRICT OF VIRGINIA

Here is an image of the sound wall that was a natural tree barrier, Ruth E Davis planted these trees that provided an amazing natural sound barrier that was more quiet than the used "sound wall installed today"

We are being damaged by sound pollution by the additional lane being added, trees being taken and sound pollution



Natural view on the lot before theft of timber now & project of today we have sound pollution now

The property is having water being pushed onto the land see image of where the embankment is being flooded by the drainage install claiming and taking more land by flooding water on to the land is not equitable and since the water is being pushed we pray for more relief for water flooding.



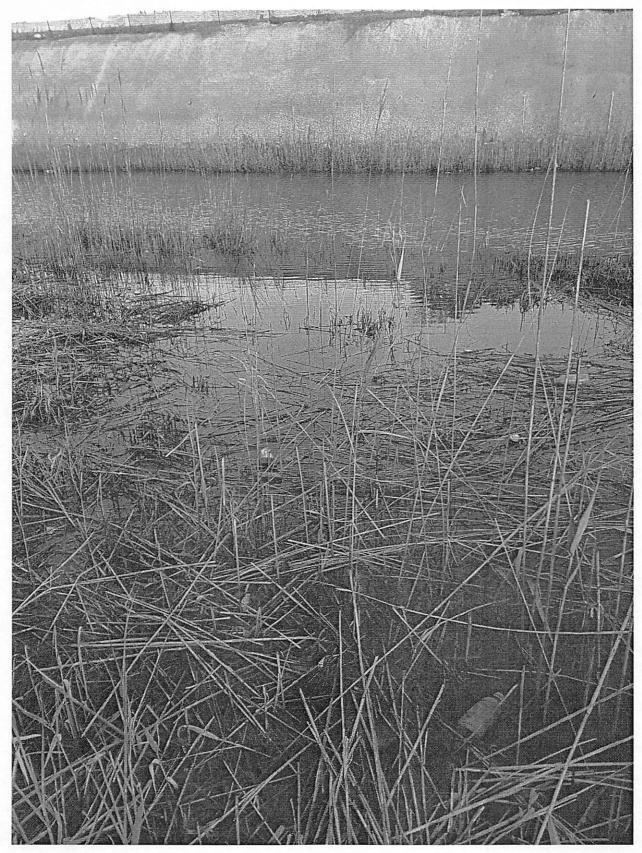
Winter Natural view before Vdot project



Spring view trees removed natural fence

Case 2:24-cv-00399-AWA-RJK Document 1 Filed 06/21/24 Page 128 of 155 PageID# 128 UNITED STATES DISTRICT COURT : EASTERN DISTRICT OF VIRGINIA

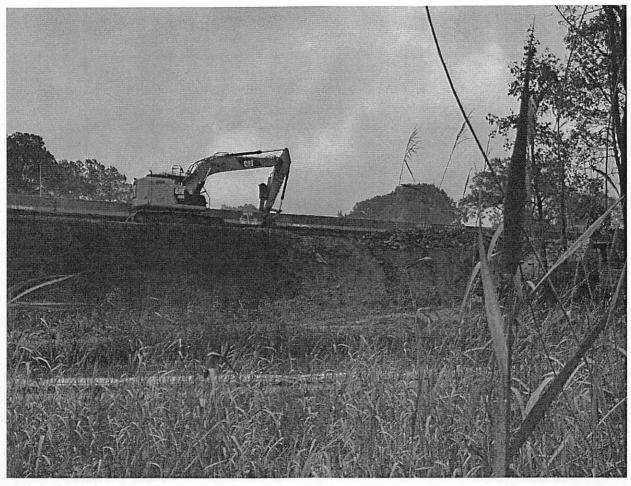




Interior damages from 164/1264 Pounding of the Interstate pylons shaking the interior foundation

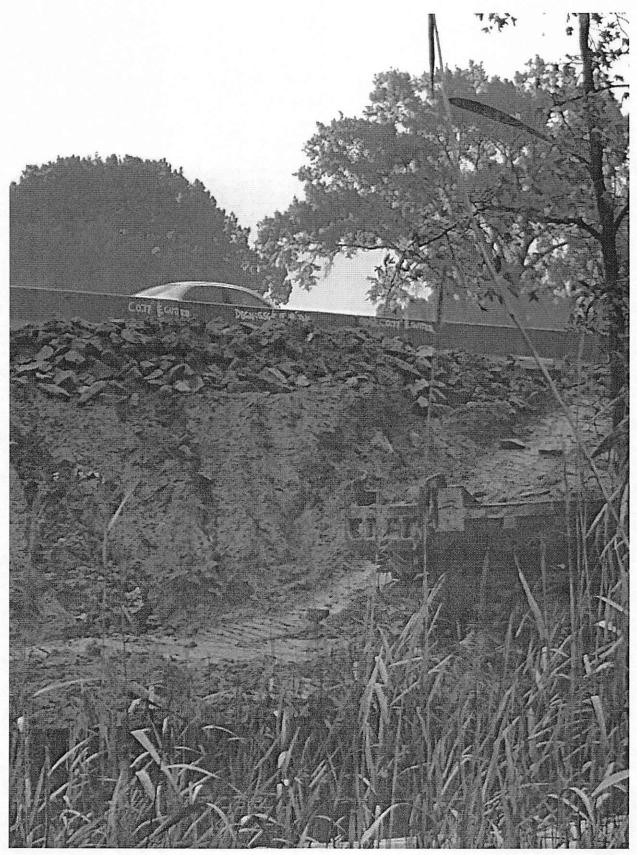
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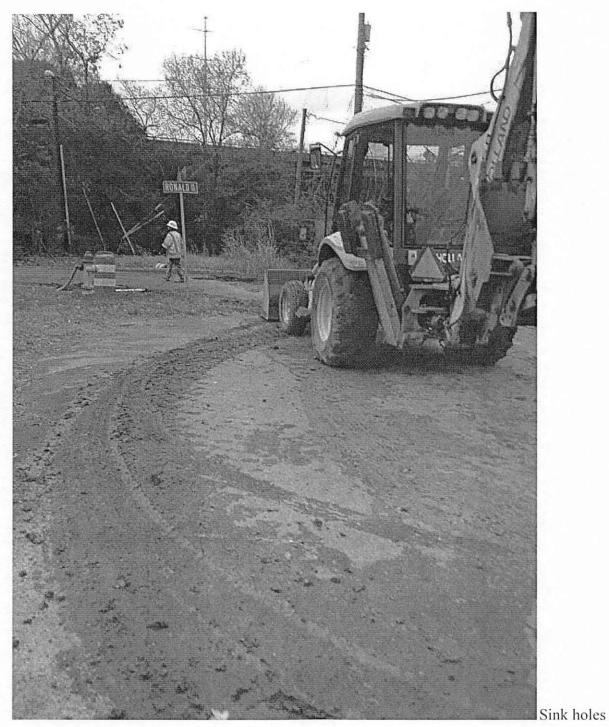
Installed sports to push more water onto land





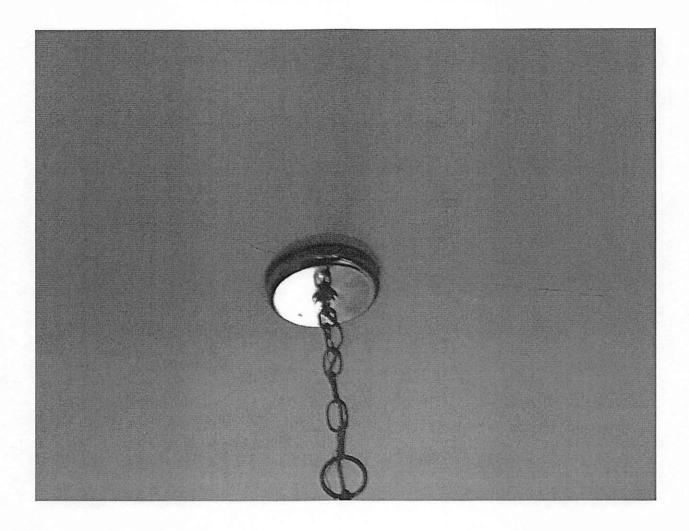
more water on land from pushing mean low tide on to land and installing pipes to flood land

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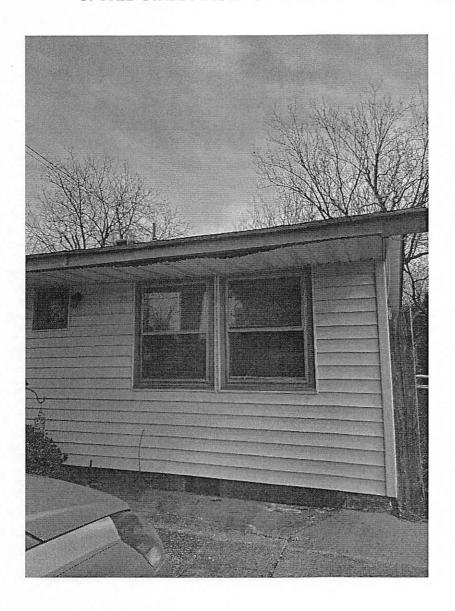


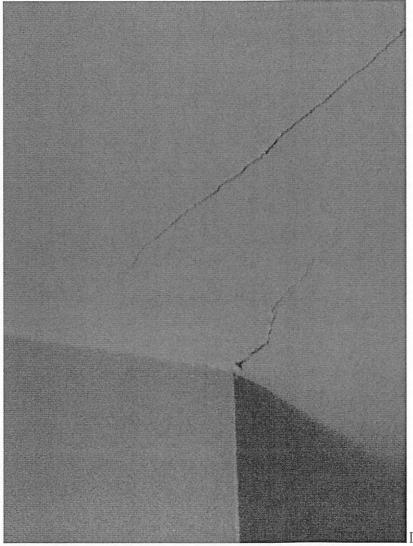
popping up in neighborhood and all surrounding areas while project going on

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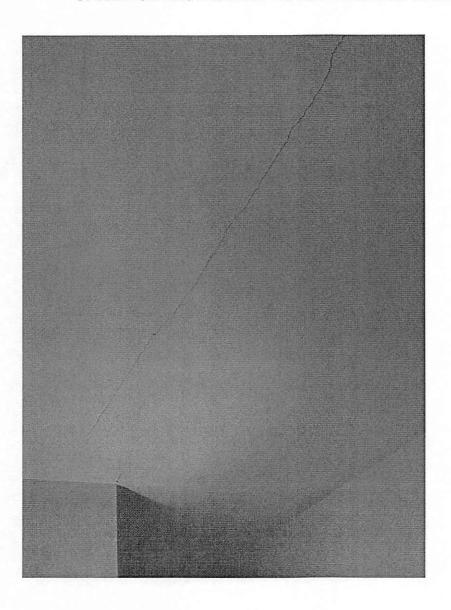


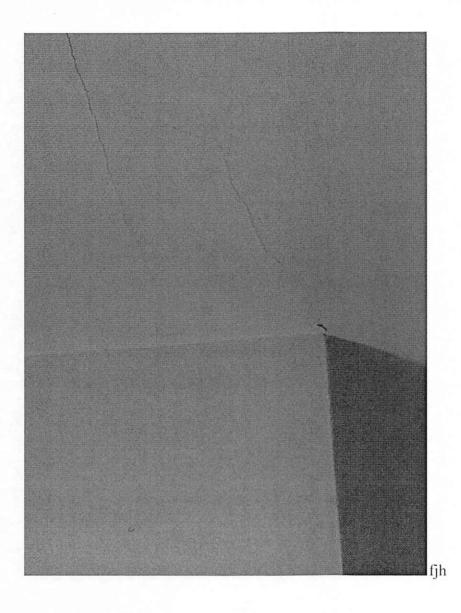
Case 2:24-cv-00399-AWA-RJK Document 1 Filed 06/21/24 Page 135 of 155 PageID# 135 UNITED STATES DISTRICT COURT : EASTERN DISTRICT OF VIRGINIA

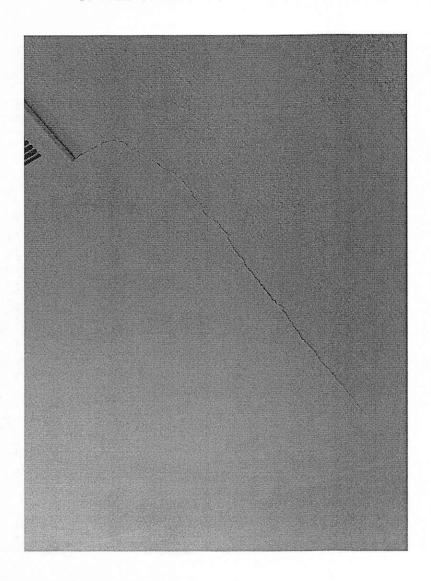


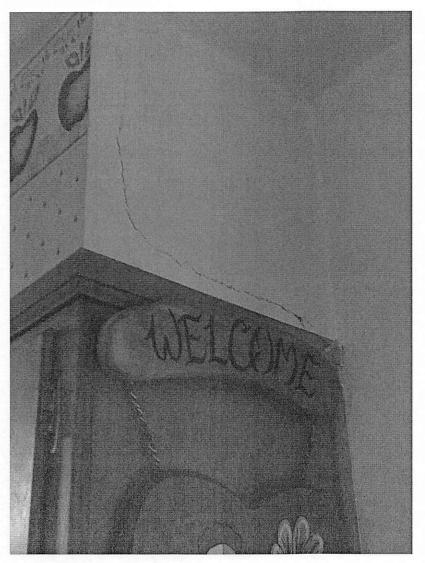


Damages









Wall above cabinetry cracking during the project I64/264 from walls in house shaking to drive in pylons

Relief:

The plaintiff prays for relief in the Honorable Eastern District Federal Court to the following damages and crimes by all defendants listed in pleading and defendants not listed in pleading. Since the first, second and ongoing takings of the land, no due process or just compensation was made while still being violated constitutionally. The following fiscal damages as well as the following punitive, property, constitutional, breach of contract, theft of land, theft of timber, pain and suffering including attempted murder 2/19/2019. The following members of the community have been felony murdered by the Commonwealths Felony crime .died on felony crime scene victim of felony crime

AFTER VISIT SUMMARY

Paul R. Davis MRN: 50405292



2/20/2019 Q Sentara Leigh Emergency Department 757-261-68

Instructions

Metoprolol daily as directed Avoid caffeine, Sudafed, and other stimulants Return for worsening pain, fever, palpitations, difficulty breathing, or any other concerns



Your medications have changed

START taking: metoprolol XL (TOPROL XL)

Your medications have changed today. Do not use this summary list for instructions on how to take them. Instead, refer to your full medication list below.



Read the attached information Supraventricular Tachycardia Adult Easy-to-Read (English)



Pick up these medications at Walgreens Drug Store 07588 - NORFOLK, VA - 1169 N MILITARY HWY AT **SWC OF MILITARY & SABRE**

metoproloi XL

Address: 1169 N MILITARY HWY, NORFOLK VA 23502-2434

Phone: 757-466-7036

Schedule an appointment with John P Parker, MD as soon as possible for a visit Why: call 363- 6210 today to schedule your follow up appointment

Specialty: Cardiology Contact: 844 Kempsville Road Suite 204 Norfolk VA 23502 757-261-0700



Follow up with Sentara Leigh Emergency Department Why: As needed, If symptoms worsen Specialty: Emergency Medicine Contact: 830 Kempsville Road Norfolk Virginia 23502

Follow Up Appointments

757-261-6804

You currently have no upcoming appointments scheduled.

Today's Visit

Diagnosis SVT (supraventricular tachycardia) (HCC)

Lab Tests Completed **CBC WITH DIFFERENTIAL CBC WITH DIFFERENTIAL AUTO** COMPREHENSIVE METABOLIC PANEL TROPONIN TSH

(I) Imaging Tests CHEST PORTABLE **EKG 12 LEAD UNIT PERFORMED**

多 Medications Given adenosine (ADENOCARD) last given a 10:17 AM Ns

Send messages to your doctor, view your test results, renew your prescriptions, schedule appointments and more!

Go to www.sentara.com/mychart, dick or the "Activate MyChart" button, and enter the following activation code: WKFHS-4BG3H-VFKCS Expires: 2/27/2019 11:14 AM If your code is expired, select "Request Activation Code."

Paul R. Davis (MRN: 50405292). Printed at 2/20/19 11:14 AM

Page I of 10 💆

November 12 2019 Paul Davis turns in evidence to Federal Bureau of Investigations the evidence is sufficient enough to begin a white collar crime investigation

Felony Murder victims in counting

- 1. MRS. Ruth Elizabeth Davis 08/24/1997 120 Kidd Blvd Norfolk VA
- 2. MR. Paul R. Davis Sr. 06/23/1986 120 Kidd Blvd Norfolk VA
- 3. MR. Clarence M. Pittman 237 W McGinnis Circle Norfolk VA
- 4. MR. Paul R. Davis Jr. 5/13/2020 120 Kidd Blvd Norfolk VA Died HIRED AN ATTORNEY FIGHTING FOR HER RIGHTS AND DAMAGES. DIED DURING FELONY CRIME.
- 5. MR. Story 124 Kidd Blvd Norfolk VA
- 6. MRS. Story 124 Kidd Blvd Norfolk VA
- 7. MRS.Careta Parron 6/9/2019 140 Kidd blvd Norfolk VA
- 8. MR. Charles Parron 12/20/2016 140 Kidd blvd Norfolk VA
- 9. MR. Jack Knight 10/28/2020
- 10. MRS. Betty L. Martin 2/23/2021 104 Kidd Blvd Norfolk VA Died HIRED AN ATTORNEY FIGHTING FOR HER RIGHTS AND DAMAGES. DIED DURING FELONY CRIME.
- 11. MR.Louis Mitchell Martin 12/22/2020 104 Kidd Blvd Norfolk VA Died HIRED AN ATTORNEY FIGHTING FOR HER RIGHTS AND DAMAGES. DIED DURING FELONY CRIME.
- 12. MR. Charles Veir 9/20/2019 322 E McGinnis Circle Norfolk VA
 Died HIRED AN ATTORNEY FIGHTING FOR HER RIGHTS AND DAMAGES.
 DIED DURING FELONY CRIME.
- 13. MRS. Marjorie Boelte 9/8/2016 5955 McGinnis Circle Norfolk VA

Felony Murder

VDOT attempted murder February 19, 2019 Paul R. Davis was hospitalized for stress. From VDOT making threats to show his wife bullets, killed Paul at the hospital and required his heart be restarted, legally dead for 3 seconds, heart stopped due to stress that day. Attempted felony murder \$90 million dollars trebled because it was a planned commission to defraud maps of lower value of land to qualify for federal funds as a low income neighborhood.

We are asking for a motion for summary judgment in that the facts filed in this case are indisputable and as the letters of liability and title search lawfully we are requesting this court to move to a motion for summary judgment settlement award.

Virginia Department of Transportation (VDOT)

Taking more land in project, as confessed by VDOT during their 2014 Risk & Reward Survey attendance meeting here they confess that 3.01 section highest risk value and that they required Taking 1966 taking 100% of \$20.00 .016 of an acre The Dept of Highways took land beyond the .016 of an acre. That exists today on the other side of the interstate today the original easement is on that side of Mill Creek. The original granting agreement contract 1966 is therefore breached .

Taking 1997 The Davis's were unable to use / access or hold true property value to their estate. The taking of about an acre including riparian rights.

The Davis's attempted to get Land Surveyor done however all companies attempted to ascertain services the following refused to perform the land survey Ward Holmes took my address to come to do survey and never showed up and now allegedly is selling assets, closing business and his business is up for sale please freeze address suing for damages.

Frey Surveyors never completed a survey to the land, quoted \$6,000 and did not complete the survey to the land.

After reaching out to multiple companies no firm has completed a survey to the address at 120 Kidd Blvd Norfolk VA 23502 as it has title searches to show fraud here on the existing land.

The violation of The Constitution 1st ,4th, 5th, 14th is ongoing today as The City of Norfolk for VDOT still claims to keep my riparian rights from my rightful possession and are in contest to their usage of my land. They didn't use eminent domain moving of the Right of way originally granted easement does not reveal actual land use. They have phonied up maps to exceed and defraud my value, deed and USDOT The Parcel is still on my land of 120 Kidd BlvdNorfolk VA 23502 where the property was used to obtain federal funds and approvals.

We pray for relief for False arrest of Paul Davis from the Commonwealth Dept of Transportation in particular, filing making illegal phone calls case dismissed due to Fruit of The Poisonous Tree Circuit Court Honorable Judge Kevin Duffin 3/35/21 dismissed VDOT charge because Mr. Paul Davis's constitutional rights were being violated as they were in all evidence ruled inadmissible payment amount \$50 million dollars for wrongful arrest. While Paul Davis was trying to get settlement and criminal justice for the crime against his family estate .

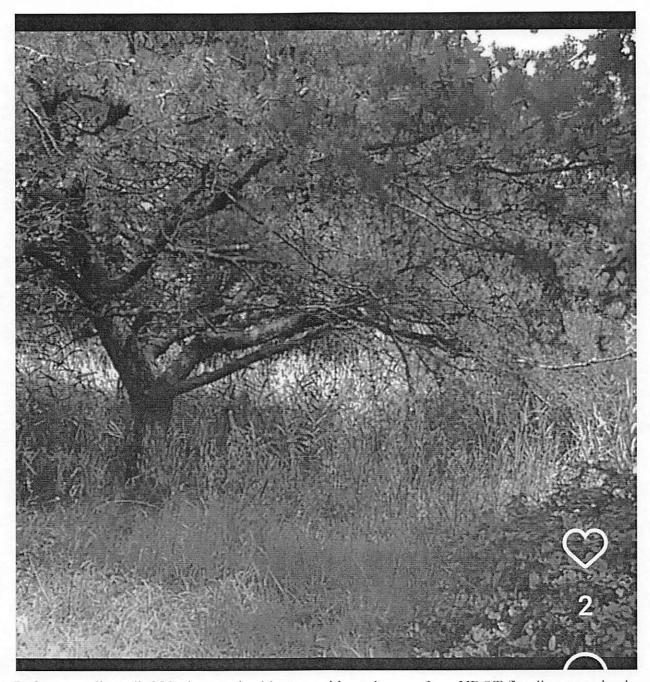
VIRGINIA: IN TE	IE CIRCUIT COUR	ET OF THE CIT	Y OF VIRGINIA BEACE	i
Case No.: CR 20-1619			_	
Defendant PAUL DAVI	S			
	LEGAL/IMMORAL AC	T OVER TELEPHO	ONE	
Offense Date: 08/10/202	<u> 10</u>			
Code Section: 18.2-427				
	ORDER	-MISDEMEANOR/	TRAFFIC INFRACTION	
TRIAL DATE: MARCH	1 25, 2021			
Pre-trial disposition: Upo	n motion of the attorney for	the Commonwealth, t	he'charge is: DISMISSED DI	NOLLE PROSEQUI.
Parties present: Attorney	for the Commonwealth. Th	e defendant: 🔲 perso	nally present <u>pro se</u> or 🔳 appeared i	n person and waived counsel or
			not personally present but appeared t	
Plea:				
	•		Jury Waived on the record.	
Plea of guilty or noto defendant that such plea is	contenders on misdemean a waiver of the right to conf	or charge punishable front one's accusers an	by confinement in fail made volur d the right against compulsory self-i	ntarily after the Court informed the nerimination.
Guilty to following ame	nded charge:			Code §
Finding:				
Guilty as charged.	☐Not Guilty (Acquitted	l). 🔳 Dismissed.		
Guilty to amended char	ge of			Code §
Guilty of lesser offense	of		. (Code §
	to		to 🔲 18.2-251 🔲 18.2-57.3 🗀 4.1-3	05 🗀 19.2-303.2.
 Disposition: □Sentence pursuant to rec	commendation.			
☐Fine of \$		with S	suspended.	
			suspended. Res	stricted license granted.
				days mandatory minimum
				to serve on:
				confinement pursuant to § 53.1-187
	nsion, continuance or defe		•	
			Through CCP.	
	□victim's family or □ vic			
			ctly to victim in the amount of S	
•	ol. Return with proof of c		-	
□Other:		, out 1, out on		
Costs. The clerk shall tax o	costs as provided by statute.			······································
DATE ENTERED:	3-24-21		ЛЛDGE:	
	N or DL No.: 225-11-984	40	DOB: 08/2	29/1963
Address 120 KIDD BLV	D NORFOLK, VA 235	02		
raguess: 120 MDD BLY	D NORFOLK, VA 235	UZ .	<u>-</u>	

The Commonwealth of Virginia does not follow judges orders in deed of correction when making this land and property constitutional violation

Virginia collects tax dollars for every 18 wheeler commercial truck that passes the land that was taken since 1966 when they stole more than .016 of an acre in building the interest compounding interest from state coffers.

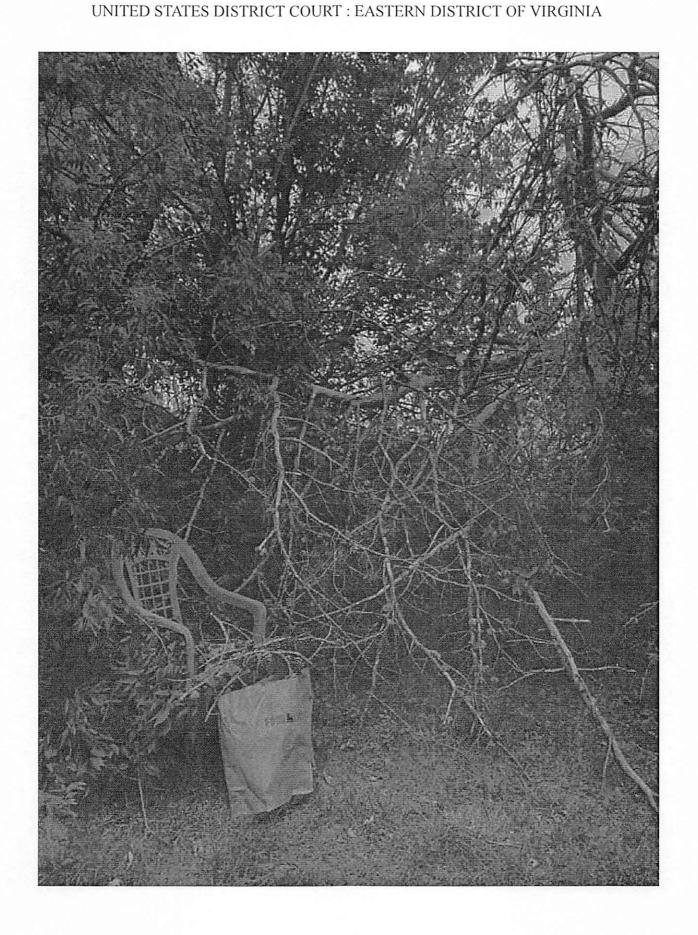
Taking 2016 - current I64/I264 Project.

The Commonwealth of Virginia is pushing water onto the land and moving the mean low tide mark today as the land is being forced water unto, damaging the surface and over 30 year old landscaping.



Before , small needle NC pine tree healthy tree without damage from VDOT flooding on to land and shaking of land ,

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After Flooding on to land and shaking on land to dig pylons short needle pine cone is dead killed from Environmental damage and property damage by VDOT project

JAN 3RD 2020 VDOT ATTEMPTING TO BUILD FENCE ACROSS PROPERTY DRIVE FENCE POSTS DOWN IN DIRT TO ATTEMPT TO KEEP ME FROM MY LAND. alert Joe there is now a fence being put out back they are parked with multiple tractors building fence blocking access to our property. Mrs. Patricia Davis wants cease and desist of this Project they are blocking access to the property from the back of the property they are damaging the land and property.

JAN 5 2020 PHONE CALL FROM CHIP TURNER CRIMINAL INTELLIGENCE FOR THE VIRGINIA STATE POLICE THEY ARE AT MY HOUSE ASKING ME FOR SOME TIME, I REPORT I'LL BE RIGHT THERE, THIS EVENING OFFICER LONG AND CHIP TURNER COME TO ME TO HEAR WHAT WAS GOING ON, WITH INTEREST CHIP SAYS HE'S INTERESTED IN COMING BACK IN MORNING TO SEE LAND AND CRIME SCENE IN DAY TIME. THIS NIGHT CHIP TURNER DOES STATE THAT THE FACT THAT THE CONSTRUCTION WORKERS WERE IN BLACK MASKS AND MAKING THREATS ON TOP OF ILLEGALLY TAKING SOMEONE'S LAND TO USE IT WAS A SEVERE PROBLEM ACKNOWLEDGES LAND BEING TAKEN AND SEES FRAUD.

Feb 20-March 5 2020 ongoing construction continues after they let the concrete wall settle, they now are refilling and encroaching my property daily with tractor equipment and workers moving and installing dirt.

11/4/2021 making more reports to The FBI demanding they conclude an actual investigation of the largest socio economic injustice case in US history, where old people and people of all ethnicities are being robbed of their private property. Things I am updating the FBI with today are as follows, The 2015 administration issued illegal checks to the real estate company which Terry Mcauliffe, Aubrey Lane, Manju Ganeriwala

My family would like as a part of my fathers dying utterance which I will add via electronic evidence submission to this court my family we ask all those that have broken the law in my backyard involved to be arrested, head of VDOT that issued Vdot workers to wear Black Ski Masks on my property 2/19/19 while threatening to show my wife bullets prior to the pandemic in near 50 degree fahrenheit weather see weather report day of threats we had door open and screen door that day of trespassing of VDOT making threats to my family to get off my own land, due to false maps . Police report was made We made a police report that day Weather report https://www.accuweather.com/en/us/virginia-beach/23451/february-weather/351321?year=2019

We find that the civil matter cannot be pursued while the criminal side to this corruption gets left to the wayward. Life as an American where we have protections under our constitutional freedoms are being denied the very rights we have a final plea to be protected by our legal system which is failing us. This is where we ask The Honor of the court to help us indictments and issue warrants against those that are involved directly in the corruption. In the midst of the previous election where we have a candidate for Governor. Terry Mcauliffe that issued check to steal our land, under 23 usc 107 or until This Just Compensation is awarded to the damaged plaintiff

1. James B. Oliver city manager of norfolk 1997

- 2. David Ekern Vdot Commissioner 2007
- 3. Tim Kaine 2007 Governor
- 4. Jody Wagner 2007 Secretary of Finance
- 5. Pierce Homer Secretary of Transportation 2007
- 6. George Homewood City planning
- 7. Terry Mcauliffe Governor 2015
- 8. Dean Minnix Vdot land surveyor 2015
- 9. Ralph Northam Governor 18
- 10. Justin Fairfax lieutenant Governor
- 11. Mark Herring Attorney General
- 12. Bernard Phisko city attorney
- 13. Alex H pincus Asst City attorney
- 14. Pete Rodda Norfolk assessor
- 15. Kenny Alexander Norfolk Mayor
- 16. Ronald T Brock Brock Farms Realty president
- 17. Edwin Brock Jr Brock Farms Realty VP & more to be addended to this pleading.

We pray for relief, threats to life telling Marrena & Paul and witness and neighbor that VDOT was going to show us bullets, for us to get off of our own land threats to life \$30 million dollars and property damage.

VDOT in the Risk and Reward Study admitted that if they were to need to show or acquire more land, that was the highest risk needed to acquire more land; however, it would cost them their environmental application approval.

Since the Commonwealth sought to fund the project based on fraud as well as a 4 phase project using my land illegally to fund a 2.2 Billion dollar project, we ask for Punitive declaratory judgment and settlement award of the 6.6 Billion to treble the award they sought illegally using my property. For the Whistle Blower as Paul R Davis Jr who died victim of felony crime was a civil service employee to The United States Government.

1st 4th amendment wrongful arrest to Paul R Davis when trying to report crime taking his first amendment which was all he had left.

We pray for relief, to deter for the 1st, 4th,5th and 14th Constitutional rights violation to ever being violated ever that from happening again for the safety and protection of the US Constitution for all Virginians and US citizens. We pray for the amount of 12 billion dollars 4 billion for the amount of each constitutional rights to deter and make it not cost effective to defraud in the future while violating constitutional rights by spending 40 million dollars to cover it up see below 40 million dollars worth of cover up to VDOT damages.

20 million dollars to Barry Robinson

16 million dollars to First Norfolk Baptist Church

5 million dollars to Cova Baptist Church FKA as Glad Tidings Church

These settlement amounts were to cover up damages and settle with the public entities. Because the private residence of 120 Kidd Blvd, an existing grantor to the interstate, is currently being damaged we pray for relief to the damages that our rights to these United States of America to uphold the Constitutional rights to the property owners of these United States.

City of Norfolk

Brock Farms Realty Adverse Possession of 330 Peace Haven Dr Norfolk VA 23502 To Paul R. Davis

The City of Norfolk's erroneous treasury records led to our entire family entire estate value Be affected and value taken.

The City of Norfolk uses the land that was taken to apply for the VDOT application to receive funds.

The City of Norfolk magistrate corroborated with The Virginia State Police to harass The Federal Witness in charging Paul Davis with Threatening phone calls which got dismissed 3/25/21 due to Fruit of the Poisonous Tree / This was time consuming and led to loss of wages. The gross negligence by The VDOT Personnel shows they continue to cover up their crime.

We pray for relief for the damage to the plaintiff in that when he tried to turn over the White Collar Crime evidence to the Virginia State Police. Virginia Candidate for Governor of 2021 Paul Davis got arrested for political hyperbole we ask for damage amount of wrongful plea entry which Wife Marrena caught that The City of Norfolk entered in a plea of reason by insanity whereas that false entry as Paul plead not guilty, would have authorized them to keep him for 365 days we are asking for damage amount of we pray for relief for entire expungement since its been Fruit of The Poisonous Tree where the Plaintiff

Davis's constitutional amendments were being violated and no evidence could be admissible and since the duration of the crime being perpetrated against The Paul Davis estate we in this

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Iorfolk Circuit Court	Committee and the control of the con
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efendant: DAVIS, PAUL RICHARD	
and the second of the Artistic and the second of the secon	gradiente de Company d
Defendant Information	
Address: NORFOLK, VA 23502	
Gender: MALE	
Race: WHITE	e e e e e e e e e e e e e e e e e e e
DOB: 08/29/***	
Attorney:	
Case/Charge Information	
Defendant Status: CUSTODY	
Filed Date: 10/29/2021 / date	of false entry
Locality: COMMONWEALTH OF VA	Marrena (wife) witness Marrena (wife) witness This courtdate and Judges order, of The ported to budge in his chambe
Code Section: 19.2-182.5	Marchant and
Charge: NGIN Review	this countain
Case Type: OTHER (ANIMAL VIOLATION	NS BOND ADDEALS)
Class:	1 e ported to udge In his chamica
Commenced By: NOT GUILTY BY REASO	
Offense Date: 10/12/2021	The the marage Pace Rhy
Arrest Date:	Plead Not builty. Judge Posentian
Amended Code Section:	ruled Paul Davis to represent
Amended Charge:	himself Pro Se. NEVER EVER
Amended Case Type:	PLEAD AS THIS WRONGFUL ENTRY
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Amended Class:	J 13 760ES OFFICER
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Probation Time:	

The City of Norfolk filed false documents with VDOT and Brock Farms Realty to claim our property, robbing us of our true market value.

The City of Norfolk admits from City attorney and City Tax assessor's office to their wrongful action taken.

The City of Norfolk in their response letter in the before and after they still continue to take the water rights on our land.

We pray for relief from The City of Norfolk punitive and exemplary damages were awarded to Paul R. Davis estate of the 50 billion dollar judgment for violating the 5th & 14th for 27 years for the second taking and above said itemized damages.

Brock Farms Realty

The plaintiff seeks to ask the Honorable Federal court to have the Real Estate Certification of the Incorporation Brock Farms Realty be revoked indefinitely. We seek to directly adverse possess 330 Peace Haven Norfolk VA 23502 being that The City Of Norfolk . Brock Farms Realty with VDOT contrived to cloud the title, metes and bounds to my real property as well. We see the bad faith action to continue allowing our property lines to be with one another as the Brock Farms Realty parcel has been depriving my land of its equity since 1997. and we are the damaged party that because of the paper fraud have been on the land 330 Peace Haven Dr. Norfolk VA 23502. The Brocks or The City of Norfolk cannot benefit from a crime. We seek Under The Color of Law to seek to possess all ownership at 330 Peace Haven Dr. Norfolk VA 23502 as it was open and notorious in all of the public records by our deed. The Adverse possession hereby as we were and are still in actual possession of the land. The City of Norfolk and the after changes has 330 Peace Haven exceeding my riparian rights thus allowing my actual physical possession to the land of actual property at 330 Peace Haven Dr. Norfolk VA 23502. It is open and obvious as we have maintained and used the property in the open as The delineation still is defrauding my land, USDOT and any of the viewers to the public documentation. The water rights on my land are obviously openly being occupied to anyone that looks. We are the sole legal squatters that are claiming exclusive adverse possession and are exclusive possession to the land. We The Davis 120 Kidd Blvd. Norfolk VA 23502 have continuously been possessing the land now since 1996 signature date, filing date Jan 31 1997 ongoing to today's filing date exceeding the 15 year time requirement to uninterruptedly squat to keep land. With the damages against my estate and the planned use, the met requirements to adverse possess the said property of 330 Peace Haven Dr. Norfolk VA 23502 as well as for the following monetary amounts also for the basis of this claim punitive actual 1997 Jan 31 1997 filing date means that for 27 years broken down to the following amount of valuation and actual loss We Pray for relief for all real property and 50 million dollars for violating and illegal use of my land from Brock Farms Realty Incorporation.

VDOT, City Of Norfolk and Brock Farms Realty corroboration led to the false arrests, illegal felony attempted murder and land devalue theft and loan turndowns and violations extremely gross against the United States Constitution.

We pray for relief from The Commonwealth of Virginia due to the fact during the time of difficulty to give to her son Mark Wesley Davis Patricia and Paul Davis sold their Carova NC Beach property when their collateral value was not equitable. In return the Davis family would pray for relief as the entire False Cape State Park. The family always dreamed of their beach property being in Virginia, We ask the State Park be given to the plaintiffs in the case.

We pray for relief the following total amounts from these entities listed above:

Commonwealth of Virginia 48.98 billion dollars / each Constitutional rights violations 1st, 4th,

5th, 14th =

50 billion dollars

VDOT First taking, constitutional second taking ,\$200,000,000 = constitutional attempt to life , \$50,000,000 felony murder attempted felony murder , property damage \$30,000,000 =\$170,000,000 trebled, punitive

\$1.02 billion dollars

48.98 billion dollars / each Constitutional rights violations 1st, 4th, 5th, 14th =

50 billion dollars

City of Norfolk First taking, constitutional second taking ,\$90,000,000 = constitutional attempt to life, \$50,000,000 felony murder attempted felony murder, property damage \$30,000,000 =\$170,000,000 trebled, punitive

\$1.02 billion dollars

48.98 billion dollars / each Constitutional rights violations 1st, 4th, 5th, 14th =

50 billion dollars

Brock Farms Realty First taking unconstitutional second taking .\$90,000,000 = constitutional attempt to life .\$50,000,000 felony murder attempted felony murder . property damage \$30,000,000

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UNITED STATES DISTRICT COURT: EASTERN DISTRICT OF VIRGINIA

=\$170,000,000 trebled, punitive

\$1.02 billion dollars

48.98 billion dollars / each Constitutional rights violations 1st, 4th, 5th, 14th =

50 billion dollars

The Hampton Roads Transportation Accountability Commission HRTAC taking constitutional second taking ,\$90,000,000 = constitutional attempt to life , \$50,000,000 felony murder attempted felony murder , property damage \$30,000,000

=\$170,000,000 trebled, punitive

\$1.02 billion dollars

48.98 billion dollars / each Constitutional rights violations 1st, 4th, 5th, 14th =

50 billion dollars

The settlement amount of 200 billion dollars total is less than 3 years of Virginia's annual budget . We pray for relief for the 58 years of abuse, assaults and attacks against my family. The loss of financial expectations of land and investments for 58 years caused mesne profits that we were not be able to access because we could not access equity in the land were not allowed to be made whole financially. The acts were planned in a planning commission to commit the crimes with a forethought and intent to defraud my family and violate the US constitution, defrauding the whole neighborhood to qualify as a low income that qualified for federal funds.

.\\Certification and Closing Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

Name 6/21/2024 date